

***Surinder Kumar Vs. State of H.P. & others.***

**Ex. Petition No. 38 of 2022**

**10.11.2023**      **Present:** Mr.Bonit Thakur, Advocate, vice Mr.A.K. Gupta, Advocate, for the petitioner.

Mr.Ramakant Sharma, Additional Advocate General, for respondents No. 1, 2 and 4.

Mr.Somesh Sharma, Advocate, vice Mr.Karun Negi, Advocate, for respondent No. 3.

Learned counsel appearing for respondent No. 3 submits that case of the petitioner alongwith other similarly situated persons has already been submitted by respondent No.3 for approval for implementation of order passed by the Court.

Reply, stated to have been filed, is not on record. Copy thereof stands supplied to the petitioner. It has been admitted by learned Additional Advocate General that in the reply there is reference of stay order passed by this High Court against order, execution whereof has been sought by filing present petition, whereas order dated 3.1.2020, for execution whereof this petition has been filed, was passed by Division Bench and, therefore, there is no question of operation of stay against the judgment passed by the Division Bench in a Writ Petition preferred by the respondents-State.

Faced with aforesaid situation, learned Additional Advocate General seeks further time to have instructions and to

file fresh reply and in case there is no stay operating against the judgment dated 3.1.2020, to file response/compliance affidavit.

Considering the submissions of learned Additional Advocate General time, as prayed, is granted, in case there is no legal impediment, to implement the judgment well before next date of hearing.

List on **11<sup>th</sup> December, 2023.**

***(Vivek Singh Thakur),  
Judge.***

***(Sandeep Sharma),  
Judge.***

***10<sup>th</sup> November, 2023.***  
***(Keshav)***