

ITEM NO.45

COURT NO.11

SECTION III

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil)...../2006

(CC 1999/2006)

(From the judgement and order dated 07/08/2002 in WP No. 2248/2002 of The
HIGH COURT OF M.P AT JABALPUR)

GEI ENGINEERING LTD. & ANR.

Petitioner(s)

VERSUS

ADDL.COMMNR.COMMERCIAL TAX, BHOPAL & ORS

Respondent(s)

With I.A.1 (C/delay in filing SLP)

WITH S.L.P.(C)...../2006 (CC NO. 2150)

With I.A.1 (C/delay in filing SLP)

(With office report)

Date: 08/05/2006 These Petitions were called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE AR. LAKSHMANAN

HON'BLE MR. JUSTICE DALVEER BHANDARI

For Petitioner(s)

Mr. Niraj Sharma,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

Delay condoned.

The LPA preferred by the petitioners-herein before the High Court was dismissed as

not maintainable in view of the judgment of this Court in Jamshed N.G uzdar vs. State of

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Maharashtra reported in JT 2005 (1) SC 370 which upheld the validity of Madhya Pradesh Uchacha Nayayalaya (Letters Patent Appeal Samapti) Adhiniyam, 1981. As a result, the LPA was dismissed

by the High Court as not maintainable. It is now brought to our notice that a legislation reviving an

appeal to Division Bench of the High Court against the said order has been passed which has been

notified as the M.P.Act No.14 of 2006 by the President of India.

In view of the above, we permit the petitioners herein to withdraw these Special Leave

Petitions with liberty to approach the High Court for restoration of its LPA No.581 of 2002 which was

dismissed on the ground of maintainability.

We request the High Court to restore the said LPA to file and dispose of the same on

merits and in accordance with law.

(Satish K. Yadav)

Court Master

(Phoolan Wati Arora)

Court Master