

ITEM NO.47

COURT NO.11

SECTION XV

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 2696/2006)

(From the judgement and order dated 30/10/2003 in WP No. 21627/2003 and order dt.19.09.2005 in

LPA No. 887/2003 of The HIGH COURT OF M.P AT JABALPUR)

STATE OF M.P. & ORS.

Petitioner(s)

VERSUS

SANTOSH KUMAR SAHU & ORS.

Respondent(s)

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

Date: 08/05/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE AR. LAKSHMANAN

HON'BLE MR. JUSTICE DALVEER BHANDARI

For Petitioner(s)

Mr. B.S. Banthia,Adv.

Mr.Sakesh Kumar, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

Delay condoned.

In this case, the LPA filed by the petitioners was dismissed by the High Court as not

maintainable in view of the judgment of this Court in Jamshed N.Guzdar vs. State of Maharashtra

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[(2005) (2) SCC 591] which upheld the validity of Madhya Pradesh Uchcha Nyayalaya (Letters

Patent Appeal Samapti) Adhiniyam, 1981. The petitioners now seek permission to withdraw this

Special Leave Petition with liberty to move the High Court for restoration of the LPA which was

dismissed by the High Court as not maintainable. In view of M.P.Act No.14 of 2006, liberty is given

to the petitioners to approach the High Court for restoration of the LPA and the High Court is

requested to restore the LPA on its original number and dispose of the same on merits and in

accordance with law. The Special Leave Petition is accordingly dismissed as withdrawn.

(Satish K. Yadav)

(Phoolan Wati Arora)

Court Master

Court Master