

SECTION IIA
IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION
PETITION FOR SPECIAL LEAVE TO APPEAL (CRL.) NO. 6873 OF 2013

WITH

CRIMINAL MISCELLANEOUS PETITION NOS. 27212 & 27213 OF 2013
(Applications for condonation of delay in filing and re-filing SLP)

SATHIYAMOORTHY & ORS.

...PETITIONERS

VERSUS

STATE OF REP. BY INSPECTOR OF POLICE

...RESPONDENT

OFFICE REPORT

The applications for restoration and condonation of delay in restoration (Criminal Miscellaneous Petition No. 25212 & 25213 of 2013) were listed before Hon'ble Judge-in-Chambers on 17th December, 2013, when His Lordship was pleased to pass the following order:-

"The delay of 66 days in filing the application for restoration is condoned.

Pre-emptory order dated 19.07.2013 was passed directing the petitioners to surrender and furnish proof thereof within four weeks failing which the special leave petition was directed to be dismissed for non-prosecution.

Since the petitioners did not surrender within the time granted, the special leave petition was dismissed for non-prosecution.

The petitioners have surrendered but with some delay, i.e., on 20.08.2013. Thus, there is a delay of only four days in surrendering which is condoned. As a consequence, order dated 19.07.2013 is recalled and the special leave petition is restored to its original number.

Office to check and proceed further."

It is submitted that there is delay of 35 days in filing Special Leave Petition and delay of 5 days in re-filing Special Leave Petition and counsel for the petitioner has filed applications in this regards.

It is further submitted that Mr. S. Gowthaman, Advocate for the petitioners has on 24th January, 2014 again filed proof of surrender of the Petitioners. (Copy of the same is included in Special Leave Petition paper books).

The matter alongwith applications above-mentioned is, therefore, listed before Hon'ble Court with this Office Report.

DATED this the 25th day of January, 2014.

ASSISTANT REGISTRAR

Copy to:

Mr. S. Gowthaman, Advocate

ASSISTANT REGISTRAR

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