

ITEM NO.63

COURT NO.11

SECTION XIV

## 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) No(s).5852/2004

(From the judgment and order dated 23/07/2003 in CWP No. 287/1994

of The HIGH COURT OF H.P AT SHIMLA)

STATE OF H.P. &amp; ANR.

Petitioner(s)

VERSUS

ISHWAR DASS SOOD

Respondent(s)

(With appln(s) for c/delay in filing SLP and prayer for interim relief and office report)

Date: 26/09/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN KUMAR

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Petitioner(s) Mr. J.S. Attri,Adv.

For Respondent(s) Mr. E.C. Agrawala,Adv.

Mr. Mahesh Agarwal, Adv.

Mr. Rishi Agrawala, Adv.

Mr. Manu Krishnana, Adv.

UPON hearing counsel the Court made the following

O R D E R

During the course of hearing it is found that this Special Leave Petition is directed

against the judgment of the learned Single Judge of High Court. The learned counsel for the

petitioner admits that the petitioner had filed appeal against the said judgment of the High Court

and the same had been dismissed in view of the fact that the appeal was held to be barred by time

and the High Court declined to condone the delay in filing the appeal. The judgment of the

-2-

Division Bench of the High Court in appeal has not been challenged, though produced on record.

Faced with this difficulty, learned counsel for the petitioner seeks an adjournment to take

appropriate steps if available to him in law.

Accordingly, this matter is adjourned by four weeks.

(S. Thapar)

(Phoolan Wati Arora)

PS to Registrar

Court Master