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IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO.2949 OF 2006

SATVIR SINGH & ORS.

... APPELLANTS

VERSUS

STATE OF J & K AND ORS.
RESPONDENTS

...

WITH
CIVIL APPEAL NOS.2950/2006 AND 7295/2008

ORDER

These appeals arise out of a challenge to the Liquor Policy for the year 2004-05 framed by the State of Jammu & Kashmir. As the liquor vends are operable for a year, we find that no relief can now be granted to the appellants with respect to the policy for the year 2004-05. Mr. L.N. Rao, the learned senior counsel for the appellants has, however, pointed out that some of the observations made by the Division Bench in its judgment dated 21.12.2004 are in favour of the appellants but the grievance of the appellants is with respect to the direction to the Department to initiate action afresh for identification of the locations/areas and notify the same in all leading newspapers of all the liquor vends including the 89 for which selection had been made earlier. He also informs us that a writ petition being Original Writ Petition No.822/2005 challenging the selection made in

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the year 2005 has been filed and the matter is still pending before the High Court. In the light of what has been observed above we find that the observations afore-referred in the judgment of the Division Bench shall be deemed to be confined only for the year 2004-05 and will not affect any allotment for subsequent years. We also give liberty to the parties herein to intervene as parties in the writ petition pending in the J & K High Court. We would also request the High Court to dispose of the matter expeditiously and clarify that it will be open to all parties to raise all issues before the High Court.

Mr. T.S. Doabia, the learned senior counsel appearing for the

appellants in C.A.No.7295/2008 has invited our attention to Annexure 'P-3', a Government Order dated 22.07.2003 in which some exceptions have been carved out with reference to the liquor licences. This question too will be available to the appellants to argue before the High Court.

The appeals are disposed of accordingly.

I.A.7/2006, application for intervention is allowed.

.....J.
(HARJIT SINGH BEDI)

.....J.
(B. SUDERSHAN REDDY)

NEW DELHI,
APRIL 30, 2009.

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ITEM NO.107 Court No.10 SECTION XVIA

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 2949 OF 2006

SATVIR SINGH & ORS. Appellant (s)

VERSUS

STATE OF J.&K. & ORS. Respondent(s)

(With appln(s) for intervention and with office report)
WITH Civil Appeal NO. 2950 of 2006 and Civil Appeal NO. 7295 of 2008
(With appln.(s) for stay/direction and with office report)

Date: 30/04/2009 These Appeals were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE HARJIT SINGH BEDI
HON'BLE MR. JUSTICE B. SUDERSHAN REDDY

For Appellant(s) Mr. L.N. Rao, Sr.Adv.
Mr. R.S. Suri, Adv.
Mr. Neel Kamal, Adv.
Mr. Tulsi Krishna, Adv.

Mr. Aniruddha P. Mayee, Adv.
Mr. Sanjeev Kr. Choudhary, Adv.

Mr. T.S. Doabia, Sr.Adv.
Mr. Jagjit Singh Chhabra, Adv.

For Respondent(s) Mr. Bimal Roy Jad, Adv.
Mr. Anil Bhatt, Adv.
Mr. Rajeev Krishna Bharti, Adv.

Mr. S.R. Singh, Sr.Adv.
Mr. Anis Suhrawardy, Adv
Mrs. Shamama Anis, Adv.
Mr. Syed Mehdi Imam, Adv.

Mr. Tabrez Ahmad, Adv.
Mr. Nishant Yadav, Adv.
Mrs. Sunita Pandit, Adv.

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Mr. P.D. Sharma, Adv.

Mr. Ashok Mathur ,Adv

Mr. N. Ganpathy ,Adv

Mr. Navin Chawla ,Adv

Mr. Jagjit Singh Chhabra ,Adv

Mr. Y. Prabhakara Rao, Adv.

UPON hearing counsel the Court made the following
ORDER

The appeals are disposed of in terms of the signed order.
I.A.No.7/2006, application for intervention is
allowed.

(Pawan Kumar)
Court Master
(signed order is placed on the file)

(M.S. Negi)
Court Master