

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 1717/2006

(From the judgement and order dated 13/08/2001 & 7.9.2005 in WP No. 604/2001 & LPA No. 204/2001

of The HIGH COURT OF M.P AT JABALPUR)

GOVINDRAM & ORS.

Petitioner(s)

VERSUS

STATE OF M.P. & ORS.

Respondent(s)

With IA 1 (c/delay in filing SLP and withdrawal of SLP)

Date: 29/06/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE AR. LAKSHMANAN

HON'BLE MR. JUSTICE ALTAMAS KABIR

(VACATION BENCH)

For Petitioner(s)

Mr. Manish Chaudhary, Adv.

Mr. Arjun Garg, Adv.

Mr. S.K. Verma, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

In the light of judgment of this Court reported in JT 2005 (1) S C 370,

the validity of the Madhya Pradesh High Court Letters Patent Appeal Adhinyam,

1981 has been upheld as a result of which the Letters Patent Appeal was dismissed

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by the High Court of Madhya Pradesh as not maintainable. However, liberty was

reserved to the appellant therein that in the event the Stat
e repeals the said

Adhiniyam or pass some other Act reviving the provision of L
etters Patent

retrospectively, the appellant will be at liberty to seek reviving the said appe
al.

It is now represented that fresh Act has been
passed known as "The

Madhya Pradesh Uchcha Nyalayaya (Khand Nyaypeeth Ko Appeal) Adhi
nyam,

2005 (M.P. Act no.14 of 2006), and the said Act received the assent of the Presi
dent

on 25th March, 2006.

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In view of the provisions of the Act no.14 of 2006 reviving the Letters

Patent Appeal, we direct the L.P.A. No.204/01 to be restored to the fi
le.

Accordingly, this S.L.P. stands disposed of reserving liberty to the petitioner herein

to approach the High Court under the new Act no.14/2006.

(A.D. Sharma)

Court Master

(Phoolan Wati Arora)

Court Master