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SLP(Crl.)No. 1470 OF 2001
ITEM No.204

Court No. 8

SECTION II
A/N MATTER

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No. 1470/2001

(From the judgement and order dated 13/12/2000 in PN 46/99
of The HIGH COURT OF J & K AT JAMMU)

HAMIDDULLAH BHAT (TRALI)

Petitioner (s)

VERSUS

STATE OF JAMMU & KASHMIR

Respondent (s)

(With Appln(s). for permission to place addl. documents on record)
(For Final Disposal)

Date : 07/03/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.N. VARIAVA
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s) Mr. Sudhir Chandra, Sr. Adv.
Mr. Parijat Sinha, Adv.

For Respondent (s) Mr. Anis Suhrawardy, Adv.

UPON hearing counsel the Court made the following
O R D E R

.....L.....I.....T.....T.....T.....T.....T..J.
.SP2

Heard learned counsel for the parties.

In our view the High Court was right in not quashing
the proceedings. The High Court has clarified and we also
clarify that it will be open to the petitioner to take all
available contentions at the trial. We also clarify that
the observations made by the High Court are only prima
facie and shall not be taken into consideration by the
trial court. The special leave petition stands dismissed.

.SP1

(R.K. Dhawan)
Court Master

(Jasbir Singh)
Court Master