

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

RECORD OF PROCEEDINGS

BEFORE THE REGISTRAR B. SUDHEENDRA KUMAR

Petition(s) for Special Leave to Appeal (Crl)... 2006

CRLMP.NO(s). 4928

ASHOK Petitioner(s)

VERSUS

STATE OF KARNATAKA Respondent(s)

(With appln(s) for c/delay in refiling SLP)

Date: 12/05/2006 This Petition was called on for hearing today.

For Petitioner(s)

Mr. Dinesh Kumar Garg,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

The learned Advocate for the petitioner has filed an application praying for

condoning the delay of 63 days in re-filing the Special Leave Petition.

Heard. I have also perused the application.

It is stated in the application that the Special Leave Petition was returned from the

office as the proof of surrender of the petitioner was not produced. The learned Advocate-on-

Record had to contact the local counsel for the petitioner to get the proof of surrender. It was

only after 28 days that the Advocate-on-Record received the same. In the said circumstances,

the delay was occasioned in re-filing the SLP. It is submitted that there is no willful negligence

or omission on the part of the petitioner or his counsel in this regard.

-2-

It is further submitted that even though it is stated that there is a delay of 63 days in

re-filing the SLP, the actual delay comes much less than 63 days in view of the Circular issued

in this regard. The petitioner is presently in jail. Considering the above facts, I am of the view

that the delay in re-filing the SLP can be condoned. Accordingly, the delay stands condoned.

The application is disposed of as above.

KUMAR )

(B. SUDHEENDRA

REGISTRAR

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