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ITEM NO.28

COURT NO.13

SECTION XVIA

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).9892/2013

(From the judgement and order dated 21/11/2012 in CDLSW No.22/2012,LPASW No.35/2012 of The HIGH COURT OF J & K AT JAMMU)

NISHAN SINGH

Petitioner(s)

VERSUS

STATE OF J&K & ORS.

Respondent(s)

(With prayer for interim relief)

Date: 15/03/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE GYAN SUDHA MISRA
HON'BLE MR. JUSTICE J. CHELAMESWAR

For Petitioner(s) Mrs Rani Chhabra,Adv.

For Respondent(s)

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

Heard learned counsel for the petitioner, but we see no reason to interfere with the order of the High Court by which the delay of 188 days has been condoned considering the reasons which were stated in the application filed by the respondents.

However, the High Court is requested to dispose of the Letter Patent Appeal filed by the respondents, in view of the fact that the petitioner although had been selected for the post of Constable way back in the year 2002, the appointment was not given effect to since the respondents filed appeal after huge delay. If the appeal of the respondents filed before the High Court is not disposed of at an early date the consequence thereof has to be borne by the petitioner although he was not at fault. It is in this back drop, we request the High Court to dispose of the appeal preferred by the respondent-State bearing LPA No.35 of 2012 expeditiously, and preferably not beyond a period of four months.

The special leave petition is disposed of in the manner indicated above.

|(Neetu Khajuria)

|(P.S. Tyagi)

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|Sr.P.A.

|Court Master

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