

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).4488/2006
(From the judgement and order dated 08/12/2004 in SA No. 427/2001
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

C-574 SARJESH KUMAR & ORS. Petitioner(s)

VERSUS

STATE OF UP & ORS. Respondent(s)
(With appln(s) for c/delay in filing SLP and office report)
(For Final Disposal)
WITH SLP(C) NO. 6216 of 2006
(With prayer for interim relief and office report)(For Final Disposal)
SLP(C) NO. 7117 of 2006
(With appln(s) for c/delay in filing SLP and office report)
(For Final Disposal)

Date: 22/10/2008 These Petitions were called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE ARIJIT PASAYAT
HON'BLE MR. JUSTICE C.K. THAKKER
HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

For Petitioner(s) Mr. Sunil Kumar Jain,Adv.

Mr. Pankaj Kumar Singh, Adv.
Mr. Pawan Shukla, Adv.
Dr. Vinod Tewari, Adv.
Mr. K.L. Janjani, Adv.

Mr. Prashant Chaudhary, Adv.

For Respondent(s) Mr. S.G. Hasnain, Sr. Adv.
Mr. Ashok Kumar Srivastava, Adv.
Mr. Manoj Dwivedi, Adv.
Mr. Gunnam Venkateswara Rao,Adv.

UPON hearing counsel the Court made the following
ORDER
Delay condoned.
Leave granted in all the special leave petitions.
The appeals are dismissed in terms of the signed order. No
order as to costs.

(Ajay Kr. Jain)
Court Master

(Shashi Bala Vij)
Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 6238 OF 2008
(Arising out of SLP(C) No. 4488 of 2006)

Sarjesh Kumar & Ors. Appellants

Versus

State of U.P. & Ors. Respondents

WITH

CIVIL APPEAL NO. 6239 OF 2008
(Arising out of SLP(C) No. 6216 of 2006)

Arvind Kumar Pandey & Ors. Appellants

Versus

State of U.P. & Ors. Respondents

WITH
CIVIL APPEAL NO. 6240 OF 2008
(Arising out of SLP(C) No. 7117 of 2006)

Dharmendra Kumar & Ors. Appellants

Versus

State of U.P. & Ors. Respondents

ORDER

Heard.

Delay condoned.

Leave granted in all the special leave petitions.

We find that a similar case "Kalamuddin & Ors. Vs. State of U.P. & Ors." (SLP(C) No. 18798/2005) was dismissed. Though non-filing of special leave petition or dismissal of a similar matter is no bar for this Court to entertain a special leave petition, but, considering the factual position of these cases and the findings recorded by the High Court in connected matters, we find no merit in these appeals, which accordingly, are dismissed. No order as to costs.

.J. (Dr. ARIJIT PASAYAT)

.J. (C.K. THAKKER)

.....J.
(LOKESHWAR SINGH PANTA)

New Delhi
October 22, 2008