

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.9517/2000

(From the judgement and order dated 25/02/2000 in WP 285/00 of The  
HIGH COURT OF U.P AT LUCKNOW)

STATE OF U.P. & ANR.

Petitioner (s)

VERSUS

SHYAM SUNDER SHARMA & ORS.

Respondent (s)

(With prayer for interim relief)  
( With Appln(s). for exemption from filing O.T. and taking  
additional document on record )  
( For Final Disposal )

Date : 22/02/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N. SANTOSH HEGDE  
HON'BLE MR. JUSTICE DORAISWAMY RAJU

For Petitioner (s) Mr. Yogeshwar Prasad,Sr.Adv.  
Mr. Ashok K. Srivastava,Adv.

For Respondent (s) Mr. Rajeev Datta,Sr.Adv.  
Mr. S.P. Sharma,Adv.

Mr. Praveen Kumar,Adv.

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

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Heard counsel for the parties.

The writ petition was dismissed by the High Court on the ground of delay. Taking into consideration peculiar facts and circumstances of this case, we think that it would have been more appropriate if the High Court has condoned the delay and heard the petition on its merits. This is not being done. We set aside the order of the High Court and condone the delay

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in preferring the writ petition and direct the High Court to dispose of the writ petition on merits within six months from the receipt of this order.

The Special leave Petition is dismissed.

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(Ganga Thakur)  
P.S. to Registrar

(Prem Prakash)  
Court Master