

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).12434/2003

(From the judgement and order dated 10/02/2003 in LPA No. 183/2000 of The
HIGH COURT OF J & K AT JAMMU)

ASHOK KUMAR

Petitioner(s)

VERSUS

STATE OF J.&K. & ORS.

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned Judgment and prayer
for interim relief)(For
final disposal)

WITH SLP(C) NO. 14356-14357 of 2003

(With appln. for permission to submit addl. documents)

(With prayer for interim relief)(For final disposal)

Date: 13/04/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE RUMA PAL

HON'BLE MR. JUSTICE DALVEER BHANDARI

HON'BLE HON'BLE MR. JUSTICE MARKANDEY KATJU

For Petitioner(s)

Mr. Sanjay Panick,Adv.

Mr. Ritwick Dutta,Adv.

Ms. Anitha Shenoy,Adv.

Ms. Manjula Gupta,Adv.

For Respondent(s)

Mr. P. Parmeswaran,Adv.

Mrs Anil Katiyar,Adv.

Mr. G.M.Kawoosa,adv.

Mr. Ashok Mathur,Adv.

Mr. Anis Suhrawardy,Adv.

Mr. S.P.Singh,adv.

Mr. N. Ganpathy,Adv.

UPON hearing counsel the Court made the following

O R D E R

By the order dated 22.11.2005, we had directed inter alia that the authorised officer should issue certificates to the possessors of shahtoosh (pieces/wool, including shawls, mufflers, etc.) only if such officer was satisfied that such possession

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comes within the phrase of 'bonafide use' as provided in Section 49B of the State Act. In furtherance of that order, we direct that unless a person, who has submitted declaration, obtains such certification within a period of two months from date, the shahtoosh pieces (including shawls, mufflers etc. or wool) in their possession must be confiscated forthwith. A report, in compliance with this, must be filed before this Court within nine weeks.

The matter will be placed before this Court after ten weeks.

[SUMAN WADHWA]

COURT MASTER

[MADHU SAXENA]

COURT MASTER