

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)...../2013  
CC 14330/2013

(From the judgement and order dated 22/11/2012 in CWP No.8696/2007 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

M/S KHUSHAL HARYANA CO-OPERATIVE & ORS. Petitioner(s)

VERSUS

STATE OF HARYANA & ORS. Respondent(s)

With IA 1 (c/delay in filing SLP and office report )

Date: 23/08/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA  
HON'BLE MR. JUSTICE MADAN B. LOKUR

For Petitioner(s) Mrs Rani Chhabra, Adv.

For Respondent(s)

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

The impugned order records that the Single Judge of the High Court decided bunch of writ petitions on 2.12.2008, one of such being C.W.P. No. 17112 of 2002 - Shivani Adarsh Co-operative Transport Society Limited vs. State of Haryana and others. It further records that the judgment of the Single Judge has been approved by the Division Bench of that Court in L.P.A. No. 93 of 2009 - Sadhu Ram through Rajesh Kumar vs. State of Haryana and others on 10.2.2010.

2. By the impugned order, the High Court has disposed of the writ petition filed by the present petitioners in light of the judgment passed by the Single Judge on 2.12.2008 in Shivani Adarsh Co-operative Transport Society (supra).

3. The Office Report dated 22.8.2013 reveals two things namely; (1) from the judgement and order dated 10.2.2010 passed by the Division Bench of the High Court in Sadhu Ram (supra), special leave petition being S.L.P. (C) No. 23590 of 2010 was filed. That special leave petition was dismissed by this Court on 9.8.2010 on the ground of delay and so also on merits and (2) in the group of special leave petitions arising from the judgment and order dated 20.12.2012 of the High Court, notice has been issued and interim order passed on 26.4.2013, one of the group matters being S.L.P. (C) No...CC Nos. 8847-8860 of 2013 - Mini Bus Operators Association and others vs. State of Punjab and others etc.

4. Ms. Rani Chhabra, learned counsel for the petitioners submits that another writ petition being W.P.(C) No. 176 of 2004 - Singh Co-operative Transport Society and others vs. State of Haryana and others was also disposed of by the High Court by a separate order on 22.11.2012 wherein similar issue was involved and similar order came to be passed.

5. From the judgment and order dated 22.11.2012 in Singh Co-

operative (supra), special leave petition has been filed being S.L.P. (C) No. 15304 of 2013 wherein order similar to the order that was passed in Mini Bus Operators Association and others (supra) has been passed. In other words, the Court has issued notice in Singh Co-operative (supra) and also granted interim relief.

6. Having regard to the above, issue notice on the application for condonation of delay as well as special leave petition.

7. Dasti, in addition to the ordinary process.

8. In the meanwhile, the operation of the impugned judgment shall remain stayed. However, it is made clear that the petitioners are entitled to operate their vehicles only if their permits are operative and currently valid.

9. Connect with S.L.P.(C) No. 15304 of 2013.

|(Pardeep Kumar)  
|Court Master

|(Renu Diwan)  
|Court Master

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