

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)...../2011
CC 8754/2011

(From the judgement and order dated 31/03/2010 in CWP No.34/2008
of the HIGH COURT OF H.P. AT SHIMLA)

STATE OF H.P. & ORS. Petitioner(s)

VERSUS

JAISI RAM Respondent(s)

(With I.A. No.1 for c/delay in filing SLP and office report)

WITH

- S.L.P.(C)...CC NO. 8756 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 8757 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 8761 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 8932 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 8936 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 8938 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 8940 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 8945 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 8949 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 8958 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 8959 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 9033 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 9040 of 2011
(With office report)
- S.L.P.(C)...CC NO. 9041 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 9042 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)

- S.L.P.(C)...CC NO. 9044 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 9045 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 9076 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 9161 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 9172 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 9176 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
- S.L.P.(C)...CC NO. 9239 of 2011

(With I.A. No.1 for c/delay in filing SLP and office report)
S.L.P.(C)...CC NO. 9255 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
S.L.P.(C)...CC NO. 9318 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
S.L.P.(C)...CC NO. 9393 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
S.L.P.(C)...CC NO. 9515 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
S.L.P.(C)...CC NO. 10052 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
S.L.P.(C)...CC NO. 10136 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)
S.L.P.(C)...CC NO. 10143 of 2011
(With I.A. No.1 for c/delay in filing SLP and office report)

Date:04/07/2011 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE MR. JUSTICE DEEPAK VERMA

For Petitioner(s) Mr. Himinder Lal,Adv.

Mr. Naresh K. Sharma,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

Delay condoned.

Leave is granted in all the special leave petitions.

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The impugned judgment of the High Court is set aside, the matters are remitted to the High Court for fresh adjudication and the appeals are disposed of in terms of the signed order, leaving the parties to bear their own costs.

To avoid any delay in the matters, the parties are directed to appear before the High Court on 18th July, 2011.

(A.S. BISHT)
COURT MASTER

(NEERU BALA VIJ)
ASSISTANT REGISTRAR

(Signed order is placed on file)
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 5106 OF 2011

(Arising out of SLP(C) No.17241/2011 (CC 8754/2011)

STATE OF HIMACHAL PRADESH & ORS.

Appellant(s)

:VERSUS:

JAISI RAM

Respondent(s)

WITH

CIVIL APPEAL NO. 5109 OF 2011

(@ SLP(C) No.17243/2011 @ CC No.8756/2011)

CIVIL APPEAL NO. 5110 OF 2011

(@ SLP(C) No.17244/2011 @ CC No.8757/2011)

CIVIL APPEAL NO. 5111 OF 2011

(@ SLP(C) No.17245/2011 @ CC No.8761/2011)

CIVIL APPEAL NO. 5112 OF 2011
(@ SLP(C) No.17247/2011 @ CC No.8932/2011)

CIVIL APPEAL NO. 5113 OF 2011
(@ SLP(C) No.17250/2011 @ CC No.8936/2011)

CIVIL APPEAL NO. 5114 OF 2011
(@ SLP(C) No.17251/2011 @ CC No.8938/2011)

CIVIL APPEAL NO. 5115 OF 2011
(@ SLP(C) No.17252/2011 @ CC No.8940/2011)
CIVIL APPEAL NO. 5116 OF 2011
(@ SLP(C) No.17254/2011 @ CC No.8945/2011)

CIVIL APPEAL NO. 5117 OF 2011
(@ SLP(C) No.17255/2011 @ CC No.8949/2011)

CIVIL APPEAL NO. 5118 OF 2011
(@ SLP(C) No.17256/2011 @ CC No.8958/2011)

CIVIL APPEAL NO. 5119 OF 2011
(@ SLP(C) No.17257/2011 @ CC No.8959/2011)

CIVIL APPEAL NO. 5120 OF 2011
(@ SLP(C) No.17259/2011 @ CC No.9033/2011)

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CIVIL APPEAL NO. 5121 OF 2011
(@ SLP(C) No.17260/2011 @ CC No.9040/2011)

CIVIL APPEAL NO. 5122 OF 2011
(@ SLP(C) No.17263/2011 @ CC No.9041/2011)

CIVIL APPEAL NO. 5123 OF 2011
(@ SLP(C) No.17264/2011 @ CC No.9042/2011)

CIVIL APPEAL NO. 5124 OF 2011
(@ SLP(C) No.17266/2011 @ CC No.9044/2011)

CIVIL APPEAL NO. 5126 OF 2011
(@ SLP(C) No.17267/2011 @ CC No.9045/2011)

CIVIL APPEAL NO. 5127 OF 2011
(@ SLP(C) No.17268/2011 @ CC No.9076/2011)

CIVIL APPEAL NO. 5128 OF 2011
(@ SLP(C) No.17270/2011 @ CC No.9161/2011)

CIVIL APPEAL NO. 5129 OF 2011
(@ SLP(C) No.17272/2011 @ CC No.9172/2011)

CIVIL APPEAL NO. 5130 OF 2011
(@ SLP(C) No.17274/2011 @ CC No.9176/2011)

CIVIL APPEAL NO. 5131 OF 2011
(@ SLP(C) No.17275/2011 @ CC No.9239/2011)

CIVIL APPEAL NO. 5132 OF 2011
(@ SLP(C) No.17276/2011 @ CC No.9255/2011)

CIVIL APPEAL NO. 5133 OF 2011
(@ SLP(C) No.17277/2011 @ CC No.9318/2011)

CIVIL APPEAL NO. 5134 OF 2011
(@ SLP(C) No.17279/2011 @ CC No.9393/2011)

CIVIL APPEAL NO. 5135 OF 2011

(@ SLP(C) No.17281/2011 @ CC No.9515/2011)

CIVIL APPEAL NO. 5136 OF 2011
(@ SLP(C) No.17282/2011 @ CC No.10052/2011)

CIVIL APPEAL NO. 5137 OF 2011
(@ SLP(C) No.17284/2011 @ CC No.10136/2011)

CIVIL APPEAL NO. 5138 OF 2011
(@ SLP(C) No.17285/2011 @ CC No.10143/2011)

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O R D E R

1. Delay condoned.

2. Leave is granted in all the Special leave petitions.

3. In view of the order passed by us in C.A. No.4040 of 2011, (State of H.P. vs. Sarab Dayal), we are constrained to set aside the impugned judgment of the High Court and remit the matters to the High Court for fresh adjudication. To avoid any confusion, we direct the State to file a comprehensive amended writ petition in the High Court within eight weeks and reply of the same be filed within eight weeks thereafter and rejoinder, if any, within four weeks thereafter.

4. We request the High Court to dispose of the matters on the basis of the amended pleadings, as early as possible, in any event, within nine months from the date of communication of this order.

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5. To avoid any delay in the matters, we direct the parties to appear before the High Court on 18th July, 2011. The State of Himachal Pradesh would be at liberty to additionally serve the parties through their respective counsel in the High Court.

6. With these observations and directions, these appeals are disposed of, leaving the parties to bear their own costs.

.....J
(DALVEER BHANDARI)

.....J
(DEEPAK VERMA)

New Delhi;
July 4, 2011.