

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).15224/2013

(From the judgement and order dated 02/04/2013 in WPC No. 22008/2012 of  
The HIGH COURT OF ORISSA AT CUTTACK)

PRAKASH CHANDRA MALLICK

Petitioner(s)

VERSUS

BIKASH CHANDRA DAS & ANR

Respondent(s)

(With prayer for interim relief )

Date: 23/04/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR  
HON'BLE MR JUSTICE PINAKI CHANDRA GHOSE

For Petitioner(s)

Mr. Kedar Nath Tripathy, Adv.

Mr. H.P. Sahu, Adv.

Mr. M.P. Siddiqui, Adv.

For Respondent(s)

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

Taken on Board.

Learned counsel for the petitioner relies on judgment of this  
Court titled Bhabhi versus Sheo Govind and Others reported in (1976) 1  
SCC 687 in support of the submissions that the High Court has erred in  
directing the recount when the Election Petition is pending for trial  
before the Election Tribunal.

Issue notice.

The operation of the impugned judgment shall remain stayed.

(Sukhbir Paul Kaur)

(Indu Bala Kapur)

Court Master

Court Master