

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Cr1.M.P. No. 12735/2012 & 12736/2012 IN  
Petition(s) for Special Leave to Appeal (Cr1) No(s).9321/2011

(From the judgment and order dated 04/03/2011 in CRLA No. 934/1993 of The  
HIGH COURT OF CHATTISGARH AT BILASPUR)

WAHID Petitioner(s)

VERSUS

STATE OF M.P.(NOW CHHATISGARH) Respondent(s)

(With application for restoration and condonation of delay in filing  
application for restoration)

Date: 24/07/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE GYAN SUDHA MISRA  
[IN CHAMBERS]

For Petitioner(s) Mr. Zaved Ali Khan, Adv.  
Mr. Surya Kamal Mishra, Adv.  
Mr. T. Mahipal, Adv.

For Respondent(s)

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

Delay of 124 days in filing the restoration application is  
condoned.

This is an application for restoration of the Special Leave  
Petition, which stood dismissed as the petitioner had failed to  
surrender within the time granted by the Chamber Judge.

...2/-

It is informed by the learned counsel for the petitioner that the petitioner  
had surrendered on 21st November 2011 and since then undergoing sentence in  
the Central Jail, Bilaspur, Chhattisgarh which is supported by the custody  
certificate dated 4th December, 2011. It is further informed that the  
counsel missed the matter in the daily cause list for 28th November, 2011  
which resulted in the dismissal of the Special Leave Petition for default.

Having considered the reasons stated in the application for restoration as  
also the fact that the petitioner would be deprived of consideration of his  
case on merits if the petition is not restored, it is considered just and  
appropriate to allow this application for restoration.

Accordingly, the application for restoration is allowed.

The Special Leave Petition is, therefore restored to its original number and  
be listed before the Regular Bench for consideration on merits.

[KALYANI GUPTA]  
COURT MASTER

|[VEENA KHERA]  
| COURT MASTER