

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).22427/2005

(From the judgement and order dated 04/01/2005 in CR No.1234/2003, of The HIGH COURT OF PATNA)

STATE OF BIHAR & ORS.

Petitioner(s)

VERSUS

MUSAFIR SINGH

Respondent(s)

(With appln(s) for c/delay in filing rejoinder affidavit and with prayer for interim relief and office report)
(For final disposal)

Date: 05/10/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

For Petitioner(s) Mr. Manish Kumar, Adv.
Mr. Chandan Kumar, Adv.

For Respondent(s) None

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

This petition is directed against order dated 04.01.2005 of the learned Single Judge of the Patna High Court whereby the revision filed by the respondent was allowed and the order passed by the Executing Court declaring that the decree dated 20.12.1989 passed in T.S. No.185 of 1981 is not executable, was set aside.

After arguing the case at length, learned counsel for the petitioners made a request that his clients may be permitted to withdraw the special leave petition because they have already filed a suit for setting aside decree dated 20.12.1989.

Though unusual, the request of the learned counsel is accepted and the special leave petition is dismissed as withdrawn.

| (Sanjay Kumar)

Court Master |

(Phoolan Wati Arora)

| Court Master |