

SECTION II

MATTER FOR : 01.07.2016

COURT NO. :

ITEM NO. :

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (CRIMINAL) NO.846 OF 2014

WITH

CRIMINAL MISCELLANEOUS PETITION NO. 821 OF 2016

(Application for condonation of delay in re-filing SLP)

Anil Singh

...Petitioner

VERSUS

State of J & K

...Respondent

OFFICE REPORT

The matter above-mentioned was listed before the Court of Hon'ble Judge in Chambers on 20th September, 2013 and 13th Decemeber, 2013 respectively, when His Lordship was pleased to pass the following Orders:

20.09.2013

"Application for exemption from surrendering is declined.

The Petitioner is directed to surrender and furnish proof thereof within eight weeks."

13.12.2013

"Six Weeks' further time is granted to the Petitioner to surrender failing which this SLP shall stands dismissed for non-Prosecution without further reference to the Bench."

It is submitted that due to non compliance of the Hon'ble Court's Order dated 13.12.2013 the matter was dismissed for non-prosecution on 25.1.2014.

It is further submitted that Mr.Satish Vig, counsel for the Petitioner has on 14.12.2015 after taking no objection from the erstwhile Advocate Mr. P.D.Sharma filed restoration application along with application for condonation of delay in filing restoration and application for condonation of delay in filing proof of surrender and the same are registered as Crl.M.P. Nos.817,818 and 819 of 2016 and listed before Hon'ble Judge in Chambers on 15.02.2016; when the following orders was passed:

"Issue notice on the application for restoration, application for condonation of delay in filing restoration application and application for condonation of delay in filing proof of surrender. Application for exemption from filing O.T. is allowed."

Accordingly notice was issued, but in the meantime application for restoration was mentioned before the Hon'ble Court on 29.04.2016 and the Hon'ble Court was pleased to pass the following Order:

**"Taken on Board.
Application for restoration is allowed and the SLP is
restored its original number.
Post the SLP for hearing after summer vacation."**

It is further submitted that there is a delay of 39 days in refiling the matter above-mentioned and the Advocate has filed an applications for condonation of delay in refiling the matter.

The matter above-mentioned is listed before the Hon'ble Court with this office report.

DATED THIS THE 27th DAY OF June, 2016.

ASSISTANT REGISTRAR

Copy to :Mr. Satish Vig, Advocate

ASSISTANT REGISTRAR