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ITEM NO.40+57

COURT NO.12

SECTION X

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

WRIT PETITION (CRL.) D.NO(s). 19175 OF 2013

BABITA KUMARI

Petitioner(s)

VERSUS

STATE OF BIHAR & ORS.

Respondent(s)

(With office report)

With

I.A. No.... in SLP(C) No.13047 of 2013

(With application for recall of Court's Order dated 14.6.2013 and office report)

Date: 19/07/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

HON'BLE MR. JUSTICE KURIAN JOSEPH

For Petitioner(s)

Ms. Lily Isabel Thomas, Adv.

For Respondent(s)

Ms. Rekha Pandey, Adv.

Mr. Aditya Ranjan, Adv.

UPON hearing counsel the Court made the following

O R D E R

The application for restoration is rejected.

However, the dismissal of the special leave petition is modified to the extent that the special leave petition will be treated dismissed as withdrawn with liberty to the petitioner to file special leave petition against the Letters Patent Appeal which has been rejected by the High Court as a result of which the order passed by the Single Bench has been confirmed.

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The writ petition cannot be held maintainable for the reason that the petitioner has alternative remedy to move the High Court for any relief that the petitioner may be seeking under appropriate provision of law.

The writ petition, therefore, stands dismissed.

|(Neetu Khajuria)

|(S.S.R. Krishna)

|Sr.P.A.

|Court Master