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ITEM NO.4

COURT NO.11

SECTION IVA

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).23344/2012

(From the judgement and order dated 03/01/2012 in WA No.6048/2011 of the  
HIGH COURT OF KARNATAKA CIRCUIT BENCH AT DHARWAD)

GOVERNMENT OF INDIA

Petitioner(s)

VERSUS

SRISHAILA V BIDARPUR & ORS.

Respondent(s)

(With appln(s) for c/delay in filing SLP and with prayer for interim relief  
and office report)

Date: 19/11/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. GOKHALE

HON'BLE MR. JUSTICE J. CHELAMESWAR

For Petitioner(s) Dr. Ashok Dhamija,Adv.  
Ms. Charul Sarin,Adv.  
Mr. B. Krishna Prasad,Adv.

For Respondent(s) Mr. D. Geetha,Adv.  
Mr. Rama Mani,Adv.  
For Mr. E.C. Vidya Sagar,Adv.  
  
Mr. Rahul Narayan,Adv.  
Mr. Shivain Vaidyalingam,Adv.

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

Delay condoned. Leave granted.

Heard the learned counsel for the parties.

The impugned order passed by the Division Bench as well as  
that of the learned Single Judge are set aside and the appeal is  
allowed in terms of the signed order. The Writ Petition No. 1361 of  
2007 shall stand dismissed.

(A.S. BISHT)  
COURT MASTER

(SNEH LATA SHARMA)  
COURT MASTER

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 10665 OF 2013  
(Arising out of SLP(C) No.23344/2012)

GOVERNMENT OF INDIA

Appellant(s)

:VERSUS:

SRISHAILA V BIDARPUR & ORS.

Respondent(s)

O R D E R

Delay condoned. Leave granted.

2. Heard the learned counsel for the parties. This appeal has been filed against the judgment and order dated 3.1.2012 passed by the Division Bench of the Karnataka High Court, Bench at Dharwad, in Writ Appeal No.6048 of 2011 by which the Division Bench has dismissed the writ appeal of the appellant on the ground of delay of 406 days. Writ Appeal No.6048 of 2011 was filed by the Ministry of Petroleum and Natural Gas, Government of India against the order dated 18.11.2009 passed by the learned Single Judge of the High Court in Writ Petition No.1361 of 2007 of the respondents whereby the learned Single Judge allowed the writ petition in their favour.

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3. The learned Single Judge of the Karnataka High Court had allowed that writ petition in terms of the order passed in Writ Petition No.1016 of 2007 and other connected matters. The Judgment in Writ Petition No.1016 of 2007 has been set aside by this Court in Mohd. Jamal Vs. Union of India & Anr., 2013 (8) SCALE 762. Accordingly, this appeal will stand allowed and the impugned order passed by the Division Bench of the High Court as well as that of the learned Single Judge are set aside. The Writ Petition No.1361 of 2007 shall stand dismissed.

(H.L. GOKHALE)

.....J

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(J. CHELAMESWAR)

New Delhi;  
November 19, 2013.