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ITEM NO.27

COURT NO.9

SECTION IIA

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

CrI.M.P.No. 7933 of 2012 & 7934 of 2012 in Petition(s) for Special Leave to Appeal (CrI) No(s).6148/2011

ALAM ANSARI

Petitioner(s)

VERSUS

STATE OF JHARKHAND

Respondent(s)

(With appln(s) for recalling the court's order dated 8/8/2011 and c/delay and office report)

Date: 06/07/2012 This Petition was called on for hearing today.

CORAM : HON'BLE MRS. JUSTICE GYAN SUDHA MISRA
(IN CHAMBERS)

For Petitioner(s) Mr. T. Mahipal, Adv.

For Respondent(s)

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

This is an application seeking recall of the Order dated 08-08-2011 by which, the Special Leave Petition filed by the petitioner stood dismissed for non-prosecution, since the petitioner had failed to file the surrender proof within the time granted by the Chamber Judge.

It is now informed that the petitioner has finally been arrested and proof in regard to the same has already been filed.

Since the petitioner has assailed his conviction and sentence, it would be in the interests of justice to restore the Special Leave Petition, to be heard on merits as the petitioner should not be allowed to suffer non-consideration of his petition merely on account of the fact that his Special Leave Petition stood dismissed for want of surrender proof.

The application for restoration, accordingly, stands allowed.

| (Jayant Kumar Arora)
| Sr. P.A.

| |(S.S.R.Krishna)
| |Court Master

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