

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).20951/2012

(From the judgement and order dated 13/07/2012 in CMWP No.32722/2012 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

HEERAWATI DEVI

Petitioner(s)

VERSUS

STATE OF U.P.& ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T. and with prayer for interim relief)

Date: 30/07/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA

HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s)

Mr. Harish Salve, Sr. Adv.
Mr. Manoj K. Mishra, Adv.
Mr. V.K. Mishra, Adv.
Mr. Shivpati B. Pandey, Adv.

For Respondent(s)

Mr. Dinesh Dwivedi, Sr. Adv.
Mr. S.D. Singh, Adv.
Mr. Vijay Kumar, Adv.
Ms. Bharti Tyagi, Adv.
Mr. ManishShanker Srivastava, Adv.
Mr. Abhishek Kumar Singh, Adv.

UPON hearing counsel the Court made the following

O R D E R

We have heard Mr. Harish Salve, learned senior counsel for the petitioner, and Mr. Dinesh Dwivedi, learned senior counsel for respondent No. 4.

Mr. Harish Salve, learned senior counsel for the petitioner, submits that the petitioner, who is respondent No. 4 in Writ Petition No. 32722 of 2012, has no objection if the respondent No. 4 in this special leave petition, who is writ petitioner before the High Court, is granted relief in the Writ Petition in terms of prayer (i) [pages 30-31 of the paper book].

We are satisfied that in view of the grounds set up in Writ Petition No. 32722 of 2012, the impugned notice dated June 19, 2012 issued by the District Magistrate, Jaunpur for consideration of no-confidence motion dated June 18, 2012 cannot be legally sustained.

The notice dated June 19, 2012 issued by the District Magistrate, Jaunpur is, accordingly, quashed and set aside. The District Magistrate, Jaunpur may now act in accordance with law on the notice of motion dated June 18, 2012 given by the present petitioner (respondent No. 4 in Writ Petition) and other members of the Kshetra Panchayat Barsathi Jaunpur.

Writ Petition No. 32722 of 2012 before the High Court stands allowed as above.

Special leave petition stands disposed of.

| (Rajesh Dham)
| Court Master

| | (Renu Diwan)
| | Court Master

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