

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 (Crl)... 2006

CRLMP.NO(s). 11770

(From the judgement and order dated 28/02/2006 in CRLM No.135/2006 and order dated 26/06/2006 in CRLM No.978/2006 of the HIGH COURT OF UTTARANCHAL AT NAINITAL)

HARISARANSHANKAR SRIVASTAV

Petitioner(s)

VERSUS

STATE OF UTTARANCHAL & ANR

Respondent(s)

(With CRL.M.P. No.11770/2006 for c/delay in filing SLP)

Date: 20/11/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE MARKANDEY KATJU

For Petitioner(s)

Mr. M.R. Nair, Sr.Adv.

Mr. Aseem Chandra,Adv.

Mr. Anurag Singh,Adv.

Mr. Arvind Kumar Gupta,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

Delay condoned.

In view of the fact that the High Court by its impugned
order has remitted the matter back to the Magistrate for
consideration afresh after considering the material on records,
we are of the opinion that it is not a fit case where we should
interfere under Article 136 of the Constitution of India.
The
special leave petition is dismissed.

(A.S. BISHT)

COURT MASTER

(PUSHAP LATA BHARDWAJ)

COURT MASTER