

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)....CC 14 7 9 4 / 2 0 0 8

(From the judgment and order dated 23 / 0 7 / 2 0 0 7 in RSA No. 1 9 9 5 / 2 0 0 7
of The HIGH COUR T OF PUN J A B & HAR Y A N A AT CHAND I G A R H)

STA T E OF HAR Y A N A & ORS.

Petitioner(s)

VER SUS

RICH P A L SIN G H

Respondent(s)

(With I.A.No. 1 - appln(s) for c/delay in filing SL P)

Date: 17 / 1 1 / 2 0 0 8 This Petition was called on for hearing today.

CORAM :

HON' B L E MR. JUS T I C E S.H. KA P A D I A
HON' B L E MR. JUS T I C E B. SUD E R S H A N R E D D Y

For Petitioner(s) Mr. Govind Goel, Adv.
Mr. Ambuj Agarwal, Adv.
Mr. Sukehs Ghosh, Adv.
Ms. Naresh Ba k s hi, Adv.

For Respondent(s)

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

Delay condoned.

Issue notice as to why the matter should not be remitted to the High
Court as prima facie, in our view, a substantial question of law does arise for
determin ation before the High Court and that the High Court failed to frame
such a question. That question is quoted expressly in the Special Leave Petition
vide question No.2(iv) which reads as under:

-2-

"2(iv) Whether the High Court was justified in ignoring that
the remar k s recorded in the Confidential Report are based on
subjective satisfaction of the Reporting Officer and are, therefore, not
justiciable or open to judicial review in the Civil Suit."

(S. Thapar)
P S to Registra r

(Madhu Saxena)
Court Master