

ITEM NO.29 COURT NO.10 SECTION XI

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil)...../2008
(CC 15393/2008)

(From the judgement and order dated 14/09/2005 in CMWP No. 60844/2005
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

STATE OF U.P. & ORS. Petitioner(s)

VERSUS

SATYA PANDEY & ANR. Respondent(s)

With I.A. 1(c/delay in filing SLP)

Date: 23/01/2009 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA
HON'BLE MR. JUSTICE B. SUDERSHAN REDDY

For Petitioner(s)
Mr. Shrish Kumar Misra,Adv.
Mr. Prashant Chaudhary, Adv.
Mr. Bharat Ram, Adv.

For Respondent(s)
Mr. G.S. Bhatt, Adv.
Mr. P.K. Bhatt, adv.
Mr. Rameshwar Prasad Goyal,Adv.

UPON hearing counsel the Court made the following
ORDER

Heard.

There is an inordinate delay of 1059 days in filing the present
petition. The explanation offered in the application for condonation of
delay is neither satisfactory nor reasonable. The application for
condonation of delay is, therefore, dismissed.

Even on merits, we do not find any ground to interfere with the
impugned judgment and order. Consequently, the special leave petition is
dismissed both on the ground of delay and merits.

During the course of hearing of the petition, learned counsel
for the petitioners-State of U.P. and Others states at the Bar that

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detailed counter affidavit alongwith application for seeking vacation
of the stay has been filed by the State of U.P. in Writ Petition No.
60844/2005.

We request the High Court to expedite the hearing of the
application for vacation of stay, if any, filed and pending before it and
dispose of the same as expeditiously as possible.

(Ajay Kr. Jain)
Court Master

(Vinod Kulvi)
Court Master