

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL Nos.743-746 OF 2020  
(Arising out of SLP (C) Nos.21317-21320/2017)

BINU JOSE

Appellant

VERSUS

STATE OF KERALA & ORS.

Respondents

WITH  
CIVIL APPEAL Nos.747-748 OF 2020  
(Arising out of SLP (C) Nos.22614-22615/2017)

## O R D E R

Leave granted.

We have heard learned counsel for the parties.

In the nature of the order that we propose to pass, it is not considered necessary to set-out the entire facts of the case, lest it may prejudice either party. At this stage, we are more concerned with the procedure.

The dispute relates to the issue whether FL3 Liquor Licence under the Foreign Liquor Rules, 1953 has to be renewed to the Partnership Firm or individual capacity.

We are of the considered opinion that Writ Appeal Nos.1711 of 2015 and 1862 of 2015 could not have been disposed of in the manner it has been done by the impugned order.

We, therefore, restore aforementioned Writ Appeals on the file of the High Court.

It is made clear that this order may not be construed as any expression of opinion by us on the merits of the matter in either way, which shall be gone into by the High Court in accordance with law.

The Civil Appeals are disposed of in aforesaid terms.

.....J.  
[NAVIN SINHA]

.....J.  
[KRISHNA MURARI]

NEW DELHI;  
JANUARY 27, 2020

ITEM NO.33-MM

COURT NO.14

SECTION XI-A

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 for Special Leave to Appeal (C) Nos.21317-21320/2017

(Arising out of impugned final judgment and order dated 02-02-2017 in RP No.1116/2016, 02-02-2017 in RP No.1102/2016, 11-11-2016 in WA No.1862/2015, 11-11-2016 in WA No.1711/2015 passed by the High Court Of Kerala At Ernakulam)

BINU JOSE

Petitioner(s)

VERSUS

STATE OF KERALA &amp; ORS.

Respondent(s)

WITH

SLP(C) Nos.22614-22615/2017 (XI-A)

Date : 27-01-2020 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE NAVIN SINHA  
HON'BLE MR. JUSTICE KRISHNA MURARI

Counsel for the Parties:

Mr. Sanand Ramakrishna, AOR  
Mr. Rajeev Mishra, Adv.  
Mr. Sanjeev Kumar Mahara, Adv.

Mr. Renjith B. Marar, Adv.  
Ms. Lakshmi N. Kaimal, AOR  
Mr. Sadchith P. Kurup, Adv.  
Mr. Mahendra Kumawat, Adv.

Mr. C. K. Sasi, AOR  
Ms. Nayantara Roy, Adv.  
Mr. Abdulla Naseeh, Adv.  
Ms. Somya Gupta, Adv.

Mr. Arunav Patnaik, Adv.  
Ms. Anandini Kumar, Adv.  
Mr. Santosh Kumar - I, AOR

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

Leave granted.

The Civil Appeals are disposed of, in terms of the Signed  
Order.

Pending application(s), if any, shall stand disposed of.

(MUKESH NASA)  
COURT MASTER

(DIPTI KHURANA)  
BRANCH OFFICER

(Signed Order is placed on the File)