

**IN THE SUPREME COURT OF INDIA  
INHERENT JURISDICTION**

**CURATIVE PETITION (CIVIL) NO 200 OF 2020  
IN  
REVIEW PETITION (CIVIL) NO 506 OF 2017  
IN  
CIVIL APPEAL NO 12273 OF 2016**

**Abdur Razzak Ismail Holy & Anr**

**... Petitioners**

**Versus**

**Mohammed Hussain Gulamali Shariffi & Anr**

**... Respondents**

**O R D E R**

- 1 The appeal arising out of the Special Leave Petition was allowed on 09 December 2016. The petitioners who were respondents 2 and 3 to the appeal, were represented by counsel. The Review Petition has been filed on 06 April 2017. The Curative Petition has been filed on 4 August 2020
- 2 Though no specific period of limitation is prescribed for a Curative Petition under the Supreme Court Rules 2013, such a Petition has nonetheless to be filed within a reasonable period. The Curative Petition has been filed nearly 28 months after the dismissal of Review Petition and cannot be entertained at a belated stage. The Curative Petition is dismissed.

.....CJI.  
[Dr Dhananjaya Y Chandrachud]

.....J.  
[Sanjiv Khanna]

.....J.  
[B R Gavai]

**New Delhi;  
January 11, 2024**  
GKA

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

CURATIVE PET(C) No. 200/2020 in R.P.(C) No. 506/2017 In C.A. No. 12273/2016

(Arising out of impugned final judgment and order dated 06-04-2017 in R.P.(C) No. 506/2017 09-12-2016 in C.A. No. 12273/2016 passed by the Supreme Court of India)

ABDUR RAZZAK ISMAIL HOLY & ANR.

Petitioner(s)

VERSUS

MOHAMMED HUSSAIN GULAMALI SHARIFFI & ANR.

Respondent(s)

(IA No.72529/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.95641/2020-EXEMPTION FROM FILING AFFIDAVIT and IA No.72527/2020-ORAL HEARING IA No. 109814/2020 - APPLICATION FOR SUBSTITUTION IA No. 109815/2020 - EXEMPTION FROM FILING AFFIDAVIT)

Date : 11-01-2024 These matters were called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE SANJIV KHANNA  
HON'BLE MR. JUSTICE B.R. GAVAI

By Circulation

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

- 1 The appeal arising out of the Special Leave Petition was allowed on 09 December 2016. The petitioners who were respondents 2 and 3 to the appeal, were represented by counsel. The Review Petition has been filed on 06 April 2017. The Curative Petition has been filed on 4 August 2020.
- 2 Though no specific period of limitation is prescribed for a Curative Petition under the Supreme Court Rules 2013, such a Petition has nonetheless to be filed within a reasonable period. The Curative Petition has been filed nearly 28 months after the dismissal of Review Petition and cannot be entertained at a belated stage. The Curative Petition is dismissed.
- 3 Pending applications, if any, stand disposed of.

(GULSHAN KUMAR ARORA)  
AR-CUM-PS

(SAROJ KUMARI GAUR)  
ASSISTANT REGISTRAR

(Signed order is placed on the file)