

ITEM NO.20

COURT NO.5

SECTION IV-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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 2043/2018

(Arising out of impugned final judgment and order dated 28-07-2017 in SA No. 257/2011 passed by the High Court Of M.P. Principal Seat At Jabalpur)

MAHESH

Petitioner(s)

VERSUS

SUGANTI & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.15708/2018-CONDONATION OF DELAY IN FILING SLP and IA No.15709/2018-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.15710/2018-EXEMPTION FROM FILING O.T.)

Date : 09-02-2018 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR

For Petitioner(s) Mr. Prashant Shukla, Adv.
Mr. Pashupathi Nath Razdan, AOR
Mr. Osama Ahmad Abbas, Adv.
Ms. Anushree Mishra, Adv.

For Respondent(s)

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

The learned counsel for the petitioner submits that the Inam land and Service land are governed by separate rules. It is also submitted that the land in question is Inam land and, therefore, it is governed by Clause 158 of the Madhya Pradesh Land Revenue Code. However, the High Court is under the impression that it is a Service land and governed by Clause 183 of the Code.

The learned counsel for the petitioner seeks leave to withdraw this Special Leave Petition with permission to file a Review Petition before the High Court on the abovementioned aspects.

Permission is granted.

The Special Leave Petition is, accordingly, disposed of as withdrawn.

It is made clear that in case the Review Petition is filed before the High Court within 30 days from today, the same may not be dismissed on the ground of delay.

We further make it clear that we have not considered the matter otherwise on merits.

(JAYANT KUMAR ARORA)
COURT MASTER

(RENU DIWAN)
ASSISTANT REGISTRAR