

ITEM NO.31

COURT NO.5

SECTION XII

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 16847-16848/2019

(Arising out of impugned final judgment and order dated 27-06-2019 in WASR No. 72220/2019 27-06-2019 in CMP No. 12895/2019 passed by the High Court Of Judicature At Madras)

THE STATE OF TAMIL NADU REP.
BY ITS SECRETARY HOME (POLICE III)
DEPARTMENT & ANR.

Petitioner(s)

VERSUS

G. RAJAKUMAR & ORS.

Respondent(s)

(IA No. 105163/2019 - EXEMPTION FROM FILING O.T.)

Date : 21-02-2023 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE AJAY RASTOGI
HON'BLE MS. JUSTICE BELA M. TRIVEDI

For Petitioner(s) Mr. Sanjay R. Hegde, Sr. Adv.
Dr. Joseph Aristotle S., AOR
Mr. Shobhit Dwivedi, Adv.
Mr. Sharukh Ali, Adv.
Mr. Raghav Gupta, Adv.

Mr. M. Yogesh Kanna, AOR

For Respondent(s) Ms. Haripriya Padmanabhan, Adv.
Mr. S. Prabu Ramasubramanian, Adv.
Mr. Raghunatha Sethupathy B, Adv.
Ms. Priya R, Adv.
Mr. Bharathimohan M, Adv.
Ms. Trisha Chandran, Adv.
Mr. S. Sabari Bala Pandian, Adv.
Mr. Avinash Kumar, Adv.
Mr. P. Soma Sundaram, AOR

Mr. K. L. Janjani, AOR

Ms. Rashi Ram Pal, Adv.
Mr. Vikas Mehta, AOR

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

The present petitions have been filed at the instance of the State assailing the order dated 27.06.2019 passed by Division Bench of the High Court dismissing Writ Appeal on the premise that there was a delay of 493 days, which was not satisfactorily explained.

After we have heard learned counsel for the parties and gone through the material available on record, in our view, the delay has been satisfactorily explained and deserves to be condoned.

The delay in filing the Writ Appeal before the Division Bench of the High Court stands condoned and Writ appeal SR No. 72220 of 2019 is restored to its original number and to be heard on its own merits in accordance with law.

We make it clear that we have not expressed any opinion on the merits of the case and High Court may examine the matter on its own merits.

The Special Leave Petitions are disposed of in the above terms.

Pending interlocutory application(s), if any, is/are disposed of.

(JAYANT KUMAR ARORA)
ASTT. REGISTRAR-cum-PS

(NAND KISHOR)
COURT MASTER