

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(s) for Special Leave to Appeal (C) No(s). 27967/2017

(Arising out of impugned final judgment and order dated 07-07-2017 in DBSAW No. 1950/2011 passed by the High Court Of Judicature For Rajasthan At Jodhpur)

RAJASTHAN STATE ROAD TRANSPORT CORPORATION & ORS. Petitioner(s)

VERSUS

BEGA RAM

Respondent(s)

(WITH I.R. and IA No.106655/2017-EXEMPTION FROM FILING O.T.)

Date : 30-10-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s) Mr. S.K. Bhattacharya, AOR
Mr. L.K. Paonam, Adv.
Mr. Niraj Bobby Paonam, Adv.
Mrs. Tomthinnganbi Koijam, Adv.
Mr. Himanshu Gambhir, Adv.

For Respondent(s)

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

Learned counsel for the petitioners points out that the fact that the respondent had not actually exercised the option had been brought to the notice of the Court. However, it is not seen reflected in the judgment either of the learned Single Judge or the Division Bench. Learned counsel further points out that this Court had already decided a similar issue by its judgment dated 26.04.2013 rendered in Civil Appeal No.5274 of 2008 etc. It is also not clear as to whether this judgment was cited before the High Court.

Therefore, the special leave petition is permitted to be

withdrawn without prejudice to the liberty to the petitioners to file a review before the High Court.

We make it clear that in case such a review is filed within thirty days, the same may not be dismissed on the ground of delay.

(NARENDRA PRASAD)
COURT MASTER

(RENU DIWAN)
ASST. REGISTRAR