

ITEM NO.15

COURT NO.5

SECTION XI

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.39068/2019

(Arising out of impugned final judgment and order dated 20-08-2019 in WC No.1216/2019 passed by the High Court Of Judicature At Allahabad)

VARANASI SOUND ASSOCIATION (REGD.), U.P. & ANR. Petitioner(s)

VERSUS

STATE OF UTTAR PRADESH & ORS.

Respondent(s)

(FOR ADMISSION and I.R.; IA No.176186/2019 - FOR EXEMPTION FROM FILING O.T.; and, IA No.176185/2019 - FOR PERMISSION TO FILE PETITION)

Date : 25-11-2019 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE UDAY UMESH LALIT
HON'BLE MR. JUSTICE VINEET SARAN

For Petitioner(s) Mr. Ramjee Pandey, AOR

For Respondent(s)

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

Permission to file the petition is granted.

Mr. Ramjee Pandey, learned counsel appearing for the petitioner invited our attention to order dated 14.10.2019 passed by this Court in SLP (Civil) Diary No.34878 of 2019, by which the direction no.(iii) in the operative portion of the judgment presently under appeal was directed to be stayed insofar as the petitioner in that matter was concerned.

It is submitted on behalf of the petitioners that the impugned judgment, particularly direction (iii), has been passed without considering any expert opinion and it has snatched the livelihood of the petitioners.

Issue notice.

Considering the facts on record, we stay the operation of direction no.(iii) in the operative portion of the impugned judgment insofar as the present petitioners are concerned.

The petitioners are at liberty to approach the District Magistrate and if any such application is preferred, the same shall be considered purely on merits of the matter and in accordance with law.

List the matter along with SLP (Civil) Diary No.34878 of 2019.

(MUKESH NASA)
COURT MASTER

(SUMAN JAIN)
BRANCH OFFICER