

ITEM NO.27

COURT NO.1

SECTION XI

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). 4750/2020

(Arising out of impugned final judgment and order dated 22-08-2019 in WC No. 24922/2019 passed by the High Court Of Judicature At Allahabad)

SHAMIM JAMA KHAN

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH & ORS.

Respondent(s)

(IA No. 77608/2020 - EXEMPTION FROM FILING O.T. IA No. 25578/2020 - EXEMPTION FROM FILING O.T.)

Date : 28-04-2023 These matters were called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA

For Petitioner(s) Mr. Prashant Chaudhary, AOR
Mr. Praveen Swarup, Adv.
Mr. Kanishk Chaudhary, Adv.
Mr. K.p. Singh, Adv.
Mrs. Chitra Chaudhary, Adv.

For Respondent(s) Ms. Garima Prasad, Sr. A.A.G.
Mr. Pradeep Misra, AOR
Mr. Suraj Singh, Adv.
Mr. Manoj Kumar Sharma, Adv.

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

1 In view of the counter affidavit which has been filed by the State of Uttar Pradesh, we are of the considered view that the judgment of the High Court relegating the petitioner to pursue his claim before the competent civil court, does not warrant interference.

- 2 However, having due regard to the pendency of the proceedings in this Court, we direct that if the petitioner institutes a suit within a period of two months from the date of this judgment, the trial court shall endeavour to dispose of the suit expeditiously without having regard to the bar of limitation.

- 3 The Special Leave Petition is accordingly disposed of.

- 4 Pending applications, if any, stand disposed of.

(GULSHAN KUMAR ARORA)
AR-CUM-PS

(SAROJ KUMARI GAUR)
ASSISTANT REGISTRAR