

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 645 OF 2020
(@ SLP (CIVIL) NO. 6837 OF 2016)

THE STATE OF BIHAR & ORS. .. Appellant(s)

Versus

MD. MUSTAQUE ANSARI & ANR. .. Respondent(s)

O R D E R

Leave granted.

The writ petition filed by the Respondents was allowed by the learned Single Judge of the High Court. The Division Bench of the High Court refused to condone the delay in filing the Letters Patent Appeal by the Appellants while confirming the judgment of the learned Single Judge in the writ petition.

The Appeal filed by the State, in the facts and circumstances of the case, is allowed. The delay in

filing the Letters Patent Appeal by the State is condoned. The Letters Patent Appeal is restored to the file of the High Court of Judicature at Patna to be decided in its own merits.

Pending application(s), if any, shall stand disposed of.

.....J.
(L. NAGESWARA RAO)

.....J.
(HEMANT GUPTA)

New Delhi,
Dated: January 24, 2020

ITEM NO.37

COURT NO.9

SECTION XVI

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). 6837/2016

(Arising out of impugned final judgment and order dated 08-12-2015 in LPA No. 1498/2012 08-12-2015 in CWJC No. 3191/2011 passed by the High Court Of Judicature At Patna)

THE STATE OF BIHAR & ORS.

Petitioner(s)

VERSUS

MD. MUSTAQUE ANSARI & ANR.

Respondent(s)

WITH

SLP(C) No. 3431/2017 (XVI)

(IA No. 81501/2017 - EXEMPTION FROM FILING O.T.

IA No. 37783/2018 - INTERVENTION/IMPLEADMENT

IA No. 81500/2017 - VACATING STAY)

Date : 24-01-2020 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE L. NAGESWARA RAO

HON'BLE MR. JUSTICE HEMANT GUPTA

For Petitioner(s) Mr. Raj Kishor Choudhary, AOR
Mr. Shakeel Ahmed, Adv.
Mr. Shiv Ram Singh, Adv.
Mr. G.K. Pathak, Adv.
Ms. Malvika Raghavan, Adv.
Ms. Sheeba Fakhruddin Adil, Adv
Mr. Anupam Bhati, Adv.
Mr. Nakul Chaudhary, Adv.
Mr. Kunwar Singh, Adv

Mr. Abhinav Mukerji, AOR
Ms. Pratishtha Vij, Adv.
Mrs. Bihu Sharma, Adv.
Mr. Samarth Khanna, Adv.

For Respondent(s) Mr. S.R. Singh, Adv.
Mr. Krishna Kumar Yadav, Adv.
Mr. Mitr Rao, Adv.
Ms. Sunita Pandit, Adv.
Ms. Shweta Yadav, Adv.
Mr. Ankur Yadav, AOR

Mr. Abhinav Mukerji, AOR

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

SLP (CIVIL) NO.6837/2016

Leave granted.

The appeal is allowed in terms of the Signed Order.

**Pending application(s), if any, shall stand disposed
of.**

SLP(C) No. 3431/2017

**Not to be listed before the Bench of which one of us
(Hon'ble Mr. Justice Hemant Gupta, J.) is a member.**

(GEETA AHUJA)

COURT MASTER (SH)

(The Signed Order in SLP (CIVIL) NO.6837/2016 is placed on the file)

(ANAND PRAKASH)

BRANCH OFFICER