

Daya Kishan vs State Of Ut Chandigarh on 7 January, 2020

Bench: D.Y. Chandrachud, Hrishikesh Roy

ITEM NO.9

COURT NO.8
S U P R E M E C O U R T O F
RECORD OF PROCEEDINGS

SECTION
I N D I A

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 43388/2019
(Arising out of impugned final judgment and order dated 17-10-2019
in CWP No.26883/2017 passed by the High Court of Punjab & Haryana
at Chandigarh)

DAYA KISHAN & ORS.

PETIT

VERSUS

STATE OF UT CHANDIGARH & ORS.

RESPO

(FOR ADMISSION and I.R. and IA No.194692/2019-EXEMPTION FROM FILING
C/C OF THE IMPUGNED JUDGMENT and IA No.194690/2019-PERMISSION TO
FILE PETITION (SLP/TP/WP) and IA No.194696/2019-PERMISSION TO FILE
LENGTHY LIST OF DATES)

Date : 07-01-2020 This petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s)

Mr.Choudhary Ali Zia Kabir, Adv.
Ms.Anupradha Singh, Adv.
Mr.Satya Mitra, AOR

For Respondent(s)

Mr.Aditya Soni, Adv.
Mr.Shreepal Singh, Adv.

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

Permission to file SLP is granted.

The Writ Petition¹ which has been instituted by the petitioners is admittedly pending before the High Court of Punjab and Haryana. In this view of the matter, and by this Court on 27 November 2019 and 9 December 2019 in Petition for Special Leave to Appeal² and 28158/2019, we ¹ CWP No 26883 of 2017 are not entertaining the present Special Leave Petition.

However, we leave it open to the petitioners to pursue the Writ Petition which has been pending before the High Court. It is needless to add that the High Court shall deal with the objection which has been raised by the petitioners in the course of the hearing of the writ petition on an expeditious basis. Consequently, we clarify that we have not adjudicated upon the issues which have been raised in these proceedings as we leave it to the petitioners to raise them before the High Court.

The Special Leave Petition is accordingly dismissed.

Pending applications, if any, stand disposed of.

(Ashok Raj Singh)
Court Master

(Saroj Kumari Gaur)
Court Master