

ITEM NO.15

COURT NO.17

SECTION XVI

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 40774/2022

(Arising out of impugned final judgment and order dated 17-10-2019 in CWJC No. 17097/2019 passed by the High Court of Judicature at Patna)

SHANKAR KUMAR JHA

Petitioner(s)

VERSUS

THE STATE OF BIHAR & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.22236/2023-CONDONATION OF DELAY IN FILING and IA No.22235/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.22237/2023-EXEMPTION FROM FILING O.T. and IA No.22241/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS and IA No.22239/2023-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 07-02-2023 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH

For Petitioner(s) Mr. Rakesh Kumar Singh, AOR
Mr. Ashok Anand, Adv.
Mr. Rajan Kr. Singh, Adv.
Mr. Rajeev Ranjan, Adv.
Mr. Somanatha Padhan, Adv.
Mr. Mukul Dev Mishra, Adv.

For Respondent(s)

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

Delay condoned.

Heard learned counsel appearing for the petitioner.

The only prayer made in this petition filed under

Article 136 of the Constitution of India is to direct the High Court of Judicature at Patna to decide the pending writ petition of the petitioner within a time bound schedule.

It may be noted here that the High Court is also a Constitutional Court and is not subordinate to this Court. Every High Court has a different scenario when it comes to pendency of old cases.

It is ultimately for the concerned High Court to fix its own priorities considering the pendency of cases. The remedy of the petitioner is to apply to the High Court for giving priority to the hearing of his case.

No relief can be granted in this petition. Accordingly, the same is dismissed. Pending application(s), if any, shall stand disposed of.

(Geeta Ahuja)
Assistant Registrar-cum-PS

(Beena Jolly)
Court Master