

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

CWP No. 3006 of 2013-A

Date of decision : May 17, 2013

Devi Roop

...Petitioner.

Versus

State of H.P. and others

...Respondents.

Coram

The Hon'ble Mr. Justice Sanjay Karol, Judge.

The Hon'ble Mr. Justice Kuldip Singh, Judge.

For the Petitioner : Mr. R.L. Chaudhary, Advocate.

For the Respondents : Mr. M.A. Khan, Additional Advocate General, Mr. Ram Murti Bisht, Deputy Advocate General and Mr. J.S. Guleria, Assistant Advocate General.

Sanjay Karol, Judge (Oral)

Learned counsel for the petitioner, under instructions, does not press the present petition and submits that petitioner shall approach the respondents clearly bringing out the circumstances under which his case is covered by the decision rendered by a Division Bench of this Court in CWP No.2735 of 2010, titled as *Rakesh Kumar versus State of H.P. & Ors.*, alongwith connected matters, on 28.7.2010 asalso judgment dated 7.5.2013, passed by the Apex Court in Special Leave to appeal (Civil) No.(s). 21939-22009/2011, titled as State of H.P. & Ors Vs. Som Nath & Ors. etc.

2. Leaving the questions of law open, it is open for the petitioner to approach the respondents, as prayed for. As and when any such request is received by the appropriate

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authority, the same shall be considered on its merits, in accordance with law, within a period of eight weeks, by affording adequate opportunity of hearing/representation to the petitioner. Needless to add, the authorities shall pass reasoned order, which shall be communicated to all concerned.

With the aforesaid observations, present petition stands disposed of, so also, the pending applications(s), if any.

**(Sanjay Karol)
Judge.**

May 17, 2013 (KS)

**(Kuldip Singh)
Judge.**