(3)

IN THE HIGH COURT OF JUDICATURE AT BILASFUR (C.G.)

WRIT PETITION NO. 666 OF 2003

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BETWEEN

D.R.Gupta aged about 40 years Son of Shri R.B.
Gupta, Resident of Gandhi Nagar, Bhilai 3 District
Durg (CG)

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PETITION ER

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The State of Chhattisgarh,
Through the Secretary Department of Law and
Legislative Affairs, Mantralay, D.K.S.Building
Raipur (CG).

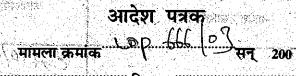
2. The District and Sessions Judge, Durg, Tehsil and District Durg (CG).

RES PON DENTS

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

उच्च न्यायालयः, छत्तीसगढ, बिलासपुर





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Shri H.S. Patel, counsel for the petitioner.

Shri P.K. Verma, Additional Advocate General for the State.

The petitioner has preferred this writ petition under Articles 226/227 of the Constitution of India seeking relief that the certificate of the public notary be directed to be renewed for five years instead of three years.

The case of the petitioner is that he is a practicing advocate and has been practicing for more than 15 years at District Court, Durg. The petitioner was appointed as Public Notary vide Annexure-P/1 on 23-11-1996 and the certificate was renewed for a period of three years from 14-7-2000 whereas, as per the amended provision of Section 5(2) of the Act No.36 of 1999 the certificate ought to have been renewed for five years.

I have heard the learned coursel for the parties.

Learned counsel for respondents agrees that the certificate of the petitioner ought to have been renewed for five years as per the amended provisions.

in the circumstances, the petitioner's petition deserves to be allowed. Accordingly, the petition is allowed and the respondents are directed to renew the petitioner's certificate for practicing as Notany for a period of five years instead of three years with effect from the original date from which he was entitled for renewal of the certificate.

Parties are entitled for certified copy of this order

Sd/-L.C.BHADOO Judge

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