

IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Special Appeal No. 111 of 2019

With

Delay Condonation Application No.1902 of 2019

State of Uttarakhand & others

....Appellants

Versus

Ratan Dev Rayal & another

....Respondents

Mr. Pradeep Joshi, Standing Counsel for the State.

Dated – 28th February, 2019

**Corum:- Hon'ble Ramesh Ranganathan, C.J.
Hon'ble N.S. Dhanik, J.**

Ramesh Ranganathan, C.J. (Oral)

The application to condone the delay is ordered, and the delay in preferring the appeal is condoned.

2. This special appeal is preferred against the order passed by the learned Single Judge in Writ Petition (S/S) No.2210 of 2014 dated 20.04.2018.

3. It is not disputed before us by Mr. Pradeep Joshi, learned Standing Counsel appearing on behalf of the State/appellants, that the subject matter of this appeal is covered, against the appellants, by the order of the Division Bench in Special Appeal No.675 of 2018 dated 04.10.2018, whereby the appeal, preferred by the State Government, was dismissed affirming the order passed by the learned Single Judge.

4. As the subject matter of this appeal is, admittedly, covered by the judgment of a Division Bench of this Court in Special Appeal No.675 of 2018 dated 04.10.2018, the present appeal is also dismissed in accordance with, and in terms of, the order of the Division Bench in Special Appeal No.675 of 2018 dated 04.10.2018. No costs.

(N.S. Dhanik, J.)
28.02.2019

(Ramesh Ranganathan, C.J.)
28.02.2019