

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**WA No. 120 of 2016**

- Bhupesh Baghel S/o Shri Nand Kumar Baghel, Aged About 54 Years R/o Man Sarovar Colony, Bhilai 3, Thana Old Bhilai, Tehsil Patan, District Durg (Chhattisgarh).

---- Appellant**Versus**

1. State Of Chhattisgarh Through Chief Secretary, Mantralaya, Mahanadi Bhawan, Raipur (Chhattisgarh).
2. Chhattisgarh Vidhan Sabha, Through Chief Secretary, Secretariat, Vidhan Sabha Bhawan Raipur, (Chhattisgarh).
3. Shri Gauri Shankar Agrawal, Hon'ble Speaker, Chhattisgarh Vidhan Sabha, Speaker House, Shankar Nagar, Raipur, (Chhattisgarh).

---- Respondents

For Appellant.	-	Shri Harsh Vardhan, Advocate.
For respondent No.1/State	-	Shri Prafull N. Bharat, Addl. A.G.
For respondent No.2	-	Shri Ramakant Mishra, Advocate

Hon'ble Shri Thottathil B. Radhakrishnan , Chief Justice**Hon'ble Shri Justice Pritinker Diwaker****Order On Board by Hon'ble the Chief Justice****22/03/2017**

1. This writ appeal is against the order whereby the learned Single Judge upheld the preliminary objection to the maintainability of the writ petition filed challenging the legality and propriety of an order issued by the Speaker of the Chhattisgarh Legislative Assembly by which the notice of 'no confidence motion' moved against the Speaker was rejected. An application seeking review of the order was also dismissed by the learned Single Judge.
2. With the passage of time, we see that the issues raised in this writ appeal rest academic and all the issues on the question of law ought to be left

open. For this reason, we are not inclined to accede to the request on behalf of the petitioner for an adjournment on the ground that yet another counsel is engaged to argue the matter.

3. We accordingly dismiss this writ appeal without expressing anything on merits and also leaving open all the issues for consideration in any other matter in which such questions may arise for decision.

Sd/-

(Thottathil B. Radhakrishnan)
Chief Justice

Sd/-

(Pritinker Diwaker)
Judge