

115+229 **CM-1789-CWP-2024**
IN/AND RA-CW-437-2023
IN CWP-20217-2022

PARIKSHIT BANSAL
VS
UNION OF INDIA AND ORS.

Present: Mr. Kapil Kakkar, Advocate
for the applicant-petitioner.

Mr. Sandeep S. Majithia, Advocate
for respondent No.2.

Mr. Arun Gosain, Senior Panel Counsel
for Union of India-respondents.

CM-1789-CWP-2024

Application for placing on record reply to the above noted review application, is allowed, in view of the averments made in the application. Said document is taken on record. Office to append the same at appropriate place.

CM stands disposed of.

RA-CW-437-2023

The applicant-respondent is seeking review/recalling of order dated 21.11.2023 on the ground that petition has been disposed of in the light of judgment of Supreme Court in '***State of Himachal Pradesh Vs. Sheela Devi***' 2023 Livelaw (SC) 662 whereas said judgment is not applicable to the present case.

Mr. Sandeep S. Majithia, Advocate and Mr. Arun Gosain, Senior Panel Counsel submit that at the time of disposal of main petition they could not apprise the Court in true prospective which resulted into disposal of main petition in the light of judgment of Supreme Court in ***Sheela Devi*** (supra).

Per contra, learned counsel for the petitioner submits that

petition was disposed of in the light of statement of Mr. Arun Gosain, Senior Panel Counsel, for respondent No.1-UOI whereas instant application has been filed by Mr. Sandeep S. Majithia, Advocate for respondent No.2

Mr. Sandeep S. Majithia, Advocate and Mr. Arun Gosain, Senior Panel Counsel are representing the respondents. It is relevant to notice that respondents herein are Union of India and NIPER. As Mr. Arun Gosain, Senior Panel Counsel is present alongwith Mr. Sandeep S. Majithia, Advocate the objection of learned counsel for the petitioner is not sustainable and this Court finds that matter needs to be examined. Accordingly, application is allowed and petition is restored to its original number.

The Registry is directed to list the petition on 22.02.2024.

(JAGMOHAN BANSAL)
JUDGE

02.02.2024
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