

1. WHAT IS CURATIVE PETITION RELATED TO JUDICIARY IN INDIA? WHAT ARE ITS IMPLICATIONS?

A curative petition is the last judicial corrective measure which can be pleaded for in any judgment or decision passed by the Supreme Court which is normally decided by Judges-in-chamber. It is only rare cases that such petitions are given an open court hearing. Therefore, it is considered as the last resort available for redressal of grievances.

Article 137 of the Constitution of India the Supreme Court of India has the ability to review any judgement declared by it. This petition needs to be filed within 30 days from the date of the impugned order.

The objective behind allowing such a petition is only to minimize any abuse of the processes of law and to cure gross miscarriage and lapses in the system of justice. In this, the petitioner has to certify and confirm that there was a genuine infringement of principles of natural justice and biased judgement. Most of the curative petitions are rejected by the Supreme Court as the grounds here are extremely narrow and implausible.



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