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SUPREME COURT

Supreme Court Opens a Narrow Door

Unstated Reasons Can Rescue Flawed Orders in Rare Cases

Sheikh Rayees • September 18, 2025

PUBLISHED REPORT

The Supreme Court has carved out a slim but significant exception to the long-standing “speaking order” doctrine, ruling that an administrative order may, in limited circumstances, be upheld on grounds not explicitly written into it—so long as those grounds are already evident in the record.



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