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SLP(C)No. 281 OF 2001

ITEM No.56

Court No. 3

SECTION XI

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.281/2001
(From the judgement and order dated 20/12/2000 in CMWP 230/00
of The HIGH COURT OF UATTARANCHAL AT NAINITAL)

V.C.,G.B.PANT UNIV.,AGRICULTER & TECHNO. Petitioner (s)

VERSUS

TRIVENI PRASAD SINGH & ORS. Respondent (s)

(With Appln(s). for exemption from filing O.T. and
permission to submit additional document(s) and with prayer for
interim relief)

Date : 22/01/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. KIRPAL
HON'BLE MRS. JUSTICE RUMA PAL

For Petitioner (s) Mr. Raj Kumar Gupta, Adv.
Mr. Mritunjay Kumar Singh, Adv.
Mr. A.N. Bardiyar, Adv.

For Respondent (s) Ms. Meenakshi Arora, Adv.

UPON hearing counsel the Court made the following
O R D E R

.....L.....I.....T.....T.....T.....T.....T.....J

Special leave granted.

The appeal is allowed and the High Court's order is
set aside in terms of the signed order. The High Court
should now proceed to decide the matter afresh. The
contempt proceedings stated to have been initiated by the
respondents are hereby set aside.

(D.P. WALIA) (MEENA TRIKHA) @@
AA
COURT MASTER ASSTT. REGISTRAR@@
A AA

(Signed Order is placed on the file)

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. OF 2001@@
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[arising out of S.L.P.(C) No. 281 of 2001]

Vice Chancellor,
G.B. Pant University of Agriculture
and Technology

..Appellant

Versus

Triveni Prasad Singh & Ors.

..Respondents

O R D E R@@
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Special leave granted.

The High Court at the ad interim stage has, in fact, allowed the writ petition even without notice being issued to the appellant herein. This is wholly uncalled for. We, therefore, allow this appeal and set aside the High Court's order. The High Court should now proceed to decide the matter afresh. The contempt proceedings stated to have been initiated by the respondents are hereby set aside.

We make it clear that we have expressed no opinion on the merits of the case.

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.....J
(B.N. KIRPAL)

.....J
(RUMA PAL)

New Delhi;
January 22, 2001.