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SLP(C)No. 443 OF 2004  
ITEM No.61

Court No. 3

SECTION XI  
A/N MATTER

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.443/2004

(From the judgement and order dated 18/12/2003 in FA 888/03  
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

STATE OF U.P. & ORS.

Petitioner (s)

VERSUS

BRIJENDRA NATH UPADHYAY

Respondent (s)

( With Appln(s). for exemption from filing c/c of the impugned Judgment and with prayer for in  
terim relief)

Date : 15/03/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.C. LAHOTI  
HON'BLE MR. JUSTICE BRIJESH KUMAR

For Petitioner (s)Mr. Ravi Prakash Mehrotra, Adv.  
Ms. Neelam Singh, Adv.  
Ms. Sangeeta Sharma, Adv.  
Mr. Garvesh Kabra, Adv.

For Respondent (s)Mr. Rajnish Prasad, Adv.  
Mr. Vishwajit Singh, Adv.

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

Leave granted.

The appeal stands disposed of in terms of the signed order.

KALYANI

(RADHA R. BHATIA)  
COURT MASTER

(SIGNED ORDER IS PLACED ON THE FILE.)  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1599 OF 2004  
(ARISING OUT OF S.L.P. (C) NO.443 OF 2004)

STATE OF U.P. & ORS.

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APPELLANT (S)

VERSUS

BRIJENDRA NATH UPADHYAY

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RESPONDENT (S)

O R D E R

Leave granted.

The interim order dated 14th January, 2004 is made absolute so as to remain in operation during the hearing of the first appeal in the High Court. The High Court would be at liberty to deposit the 50% of the amount deposited by the appellant-State and not withdrawn by the respondent-investor in fixed deposit so as to earn interest. The appeal stands disposed of in the aforesaid terms.

.....J  
(R.C. LAHOTI)

.....J  
(BRIJESH KUMAR)

NEW DELHI;  
MARCH 15, 2004.