

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.2315/2000
(From the judgement and order dated 15/09/1999 in SBCSC 263/99 in S.B.
Civil Contempt Petition No.161/1997 in SBCWP 4303/96 of The HIGH COURT
OF RAJASTHAN AT JAIPUR)

BADRI LAL JAT

Petitioner (s)

VERSUS

AASHISH BAHUGUNA AND ANR.
(With Office Report)

Respondent (s)

Date : 24/11/2000 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M. JAGANNADHA RAO
HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

For Petitioner (s) Mr. K.L. Janjani, Adv.
Mr. Pankaj Kumar Singh, Adv.

For Respondent (s) Mr. Sushil Kumar Jain,
State of Rajasthan Addl. Adv. General
Mr. A. Mishra, Adv.
Ms. Anjali Doshi, Adv.

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

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The petitioner is guilty of deliberate suppression of facts as pointed out in the counter affidavit. He did not have any order exclusively in his favour from the High Court but still made wrong statement that there was an order in his favour. After the counter affidavit was filed pointing out the above suppressive facts, the petitioner filed a rejoinder contending that even if there was no exclusive order in his favour in the writ petition specifically, the judgment rendered in certain other matters must be treated as judgment "in rem". The classes of judgments in rem are exclusively indicated in the Indian@@
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Evidence Act and the judgment relating to the service matters as the one in the present case is not covered by any of the Sections of the Evidence Act relating to judgment in rem.@@
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Hence, the special leave petition is dismissed.

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(K.K. Chawla)
Court Master

(D.D. Jindal)
Court Master