

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(s).8360/2005

(From the judgement and order dated 07/10/2004 in CMRA No.54155/2000  
in SA No.841/1983 of the HIGH COURT OF JUDICATURE AT ALLAHABAD)

BADRI PRASAD & ORS.

Petitioner(s)

VERSUS

KANTESHWARI TEWARI

Respondent(s)

(With application for exemption from filing O.T. permission to file additional documents and p  
rayer for  
interim relief ))

Date: 16/01/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Petitioner(s)

Mr. Arvind Verma,Adv.

Mr. Shailendra Swarup,Adv.

Ms. Suruchi Chhabra,Adv.

For Respondent(s) Ms. Rachana Srivastava,Adv.

UPON hearing counsel the Court made the following

O R D E R

Having heard the learned counsel for the parties, we are of opinion that the impugned order having not been taken into consideration the past conduct of the respondent and furthermore not being a speaking order, the High Court should consider the matter afresh, particularly in view of the fact that the second appeal was filed on 1.4.1983. The special leave petition is disposed of with the aforementioned observation.

AJ)

(A.S. BISHT)

(PUSHAP LATA BHARDW

COURT MASTER

COURT MASTER