

SLP(C)No. 2439 OF 2001  
ITEM No.49 & 63

Court No. 6

SECTION IVA

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.2439/2001  
(From the judgement and order dated 08/12/1998 in RFA 503/90  
of The HIGH COURT OF KARNATAKA AT BANGALORE)

STATE OF KARNATAKA & ORS.

Petitioner (s)

VERSUS

RAMAIAH  
(With prayer for interim relief)  
( With Appln(s). for c/delay in filing SLP )  
With  
SLP(C).....CC..3794/2001

Respondent (s)

Date : 26/11/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S. RAJENDRA BABU  
HON'BLE MRS. JUSTICE RUMA PAL

For Petitioner (s) Mr. N. Ganpathy, Adv.

Mr. Ajay Sharma, Adv.

For Respondent (s) Mr. S.K. Kulkarni, Adv.  
Mr. M. Gireesh, Adv.  
Mr. Khwairakpam Nobin Singh, Adv.

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

.....L.....I.....J  
.SP2

SLP(C) No.2439/2001@@  
CCCCCCCCCCCCCCCCCCCC  
Leave granted.  
Appeal is allowed in terms of the signed order.  
SLP(C)...CC..3794/2001@@  
CCCCCCCCCCCCCCCCCCCC  
Delinked.  
List in January 2002.

.SP1

(Meenu Sethi) (Om Prakash)  
Court Master Court Master

Signed order in SLP(C) No. 2439/2001 is placed on the file

.PA

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

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.8063 OF 2001@@  
CCCCCCCCCCCCCCCCCCCC  
(Arising out of Special leave petition (C) No.2439/2001)

The State of Karnataka & Ors. ...Appellants

Versus

O R D E R

.SP2  
.....L.....I.....J  
Leave granted.

This appeal arises out of an order made by the High Court in First Appeal. The trial Court dismissed the suit on three specific grounds. The High Court has not considered all these grounds in disposing of the matter. In the circumstances, we set aside the order made by the High Court and remit the matter to the High Court for fresh consideration in accordance with law. The appeal is allowed accordingly.

.SP1  
.....J  
[ S. RAJENDRA BABU ]

.....J  
[RUMA PAL]

New Delhi,  
November 26, 2001.