

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).1223-1224/2005

(From the judgement and order dated 08/11/2004 in WP No.268/2001 and
RP No.438/2004 of The HIGH COURT OF DELHI AT N. DELHI)

P.K. KAPUR

Petitioner(s)

VERSUS

UNION OF INDIA AND ORS.

Respondent(s)

(With prayer for interim relief and office report)

Date: 04/09/2006 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE C.K. THAKKER

For Petitioner(s)

In-person

For Respondent(s)

Mr. R. Mohan,ASG.

Mr. Anuvrat Sharma,Adv.

Mr. Sanjay Kumar Singh,Adv.

Ms. Anil Katiyar,Adv.

UPON hearing counsel the Court made the following

O R D E R

The High Court, in the impugned judgement, has relied upon an
earlier judgement of the Division Bench in the case of Col. B.S. Dhanda vs
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Union of India. According to the petitioner, the said judgement is reported
in 2004 (73) D.R.J. 500 (D.B.). A copy of the judgement has not been placed
on record. Let it be filed. We may, however, note that, according
to the petitioner, the High Court has wrongly relied upon the judgement
in the case of Col. B.S. Dhanda (supra). The petitioner informs us that a review
petition filed by the respondent-Union of India before the
High Court in Col. B.S. Dhanda's case was also dismissed on 19th May, 2006. The learned
Additional Solicitor General may take instructions. The Union of India is
also directed to place on record a copy of the review petition filed in the
case of Col. B.S. Dhanda (supra). These documents be filed within two weeks.

List the special leave petitions on 25th September, 2006.

[T.I. Rajput]
A.R.-cum-P.S.

[V.P. Tyagi]
Assistant Registrar