

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 10046 OF 2014

[ARISING OUT OF S.L.P. (C) NO. 7945 OF 2013]

MD. SAKIR AND OTHERS ... APPELLANT (s)

Versus

KAVINDRA SINGH KAFALIYA AND OTHERS ... RESPONDENT (s)

WITH

CIVIL APPEAL NO. 10047 OF 2014

[ARISING OUT OF S.L.P. (C) NO. 7947 OF 2013]

WASHID AND OTHERS ... APPELLANT (s)

Versus

KAVINDRA SINGH KAFALIYA AND OTHERS ... RESPONDENT (s)

WITH

CIVIL APPEAL NO. 10048 OF 2014

[ARISING OUT OF S.L.P. (C) NO. 7948 OF 2013]

SABIR MIYA & OTHERS ... APPELLANT (s)

Versus

KAVINDRA SINGH KAFALIYA AND OTHERS ... RESPONDENT (s)

WITH

CIVIL APPEAL NO. 10049 OF 2014

[ARISING OUT OF S.L.P. (C) NO. 7949 OF 2013]

HABIB AHMAD AND OTHERS ... APPELLANT (s)

Versus

KAVINDRA SINGH KAFALIYA AND OTHERS ... RESPONDENT (s)

O R D E R

Leave granted.

Aggrieved by an order of the Uttrakhand High Court dated 1.1.2013 in Writ Petition (PIL) No. 56 of 2012, some of the respondents therein preferred the instant appeals.

The impugned order is too cryptic and it is rather difficult to cull out any information from the same. Therefore, we deem it appropriate to set-aside the impugned order, remit the matters back to the High Court for appropriate consideration on various issues involved in the matters. We order accordingly.

We are also informed that during the pendency of the present appeals, a new enactment titled "The Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 came into existence, the provisions of which have some bearing on the issues involved in the present litigation. It will be open to the parties to bring the provisions of the above Act and

subsequent developments to the notice of the High Court when the matters are taken up for hearing.

Civil Appeals are disposed of accordingly. Pending further order by the High Court, *status-quo* granted by this Court shall continue to operate. No costs.

.....J.
(J. CHELAMESWAR)

.....J.
(S.A. BOBDE)

NEW DELHI;
NOVEMBER 7, 2014.

ITEM NO.33

COURT NO.7

SECTION X

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 7945/2013

(Arising out of impugned final judgment and order dated 01/01/2013 in WPPIL No. 56/2012 passed by the High Court Of Uttarakhand At Nainital)

MD.SAKIR & ORS.

Petitioner(s)

VERSUS

KAVINDRA SINGH KAFALIYA & ORS.

Respondent(s)

(with appln. (s) for exemption from filing O.T. and interim relief and office report)

WITH

SLP(C) No. 7947/2013

(With appln.(s) for amendment of the petition and appln.(s) for exemption from filing O.T. and Interim Relief and Office Report)

SLP(C) No. 7948/2013

(With appln.(s) for amendment of the petition and appln.(s) for exemption from filing O.T. and Interim Relief and Office Report)

SLP(C) No. 7949/2013

(With appln.(s) for amendment of the petition and appln.(s) for exemption from filing O.T. and Interim Relief and Office Report)

I.A. Nos. 15,23,41 and 19 (appln. for amendment of SLP)

Date : 07/11/2014 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J. CHELAMESWAR

HON'BLE MR. JUSTICE S.A. BOBDE

For Petitioner(s) Mr. Aniruddha P. Mayee, Adv.

For Respondent(s) Mr. Ravindra S. Garia, Adv.

State of Uttrakhand: Mr. Ashutosh Kr. Sharma, Adv.

Mr. Abhinav Srivastava, Adv.

Ms. Rachana Srivastava, Adv.

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

Leave granted.

Civil Appeals are disposed of in terms of signed
order. No costs.

(PARDEEP KUMAR)

AR-cum-PS

[SIGNED ORDER IS PLACED ON THE FILE

(INDU BALA KAPUR)

COURT MASTER