

ÔC

SLP(C)No. 4759 OF 2002
ITEM No.33

Court No. 6

SECTION IVB
A/N MATTER

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.4759/2002

(From the judgement and order dated 03/07/2001 in FAO 2912/00
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

UNITED INDIA INSURANCE CO. LTD.

Petitioner (s)

VERSUS

SAGIR HUSSAIN & SAKIR HUSSAIN & ORS.

Respondent (s)

(With prayer for interim relief)

(With office report)

With

SLP(C)No.1058/2002, SLP(C)No.1086/2002, SLP(C)No.10871/2002,
SLP(C)No.1094-1096/2002, SLP(C)No.12046/2002, SLP(C)No.12199/2002,
SLP(C)No.12202/2002, SLP(C)No.12203-12205/2002, SLP(C)No.12216/2002,
SLP(C)No.12340/2002, SLP(C)No.14593/2002, SLP(C)No.14672/2002, SLP(C)No.1578/2003,
SLP(C)No.16148/2002, SLP(C)No.16249&249A/2002, SLP(C)No.16568-16569/2002,
SLP(C)No.16705/2002, SLP(C)No.16747/2002, SLP(C)No.16923/2002,
SLP(C)No.16975/2002, SLP(C)No.17915/2002, SLP(C)No.18010/2002,
SLP(C)No.18295-18296/2002, C.A.No.1831/2003, SLP(C)No.18720-18722/2002,
SLP(C)No.19195/2002, SLP(C)No.19328/2002, SLP(C)No.19493/2002,
SLP(C)No.19524/2002, SLP(C)No.19551/2002, SLP(C)No.19816/2002,
SLP(C)No.19878/2002, SLP(C)No.20388-20390/2002, SLP(C)No.20504/2002,
SLP(C)No.20622/2002, SLP(C)No.20625/2002, SLP(C)No.21904/2002,
SLP(C)No.22405-22408/2001, SLP(C)No.22485/2001, SLP(C)No.23004/2001,
SLP(C)No.23142/2002, SLP(C)No.2326/2002, SLP(C)No.23269/2002, SLP(C)No.24547/2002,
SLP(C)No.24587/2002, SLP(C)No.24687/2002, SLP(C)No.24749/2002,
SLP(C)No.24768/2002, SLP(C)No.24790/2002, SLP(C)No.2620/2003, SLP(C)No.267/2003,
SLP(C)No.2950/2003, SLP(C)No.2951/2003, SLP(C)No.3190/2003, SLP(C)No.3226/2002,
SLP(C)No.3370/2003, SLP(C)No.3756/2003, SLP(C)No.3898/2003,
SLP(C)No.4144-4149/2003, SLP(C)No.427/2003, SLP(C)No.4374/2003,
SLP(C)No.4387-4390/2002, SLP(C)No.4540-4542/2002, SLP(C)No.4540-4542/2003,
SLP(C)No.5124-5125/2003, SLP(C)No.5353/2002, SLP(C)No.5354-5364/2002,
SLP(C)No.5417/2003, SLP(C)No.5424/2003, SLP(C)No.5442/2002,
SLP(C)No.5509-5510/2003, SLP(C)No.5523/2002, SLP(C)No.5693/2003,
SLP(C)No.5983/2003, SLP(C)No.6090/2003, SLP(C)No.610/2003, SLP(C)No.615/2003,
SLP(C)No.6233/2003, SLP(C)No.6468/2003, SLP(C)No.6710/2002, SLP(C)No.6999/2002,
SLP(C)No.7004-7007/2003, SLP(C)No.7096/2003, SLP(C)No.7201/2003,
SLP(C)No.7247/2002, SLP(C)No.7277/2002, SLP(C)No.7368-7369/2003,
SLP(C)No.7438/2002, SLP(C)No.7870/2003, SLP(C)No.8120/2002, SLP(C)No.827/2003,
SLP(C)No.8310-8311/2003, SLP(C)No.8618/2002, SLP(C)No.9682/2002,
SLP(C)No.9961-9962/2002

-2-

Date : 19/01/2004 These Petitions were called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE RUMA PAL

HON'BLE MR. JUSTICE P.VENKATARAMA REDDI

For the appearing parties:

In 10871/02Dr. J.N.Dubey, Sr. Adv.

Mr. Anurag Dubey, Adv.
Mr. Aditya Dubey, Adv.
Mr. S.R. Setia, Adv.

In 16568-69/02 Mr. Raja Venkatappa Naik, Adv.
Mr. Bandopadhaya, Adv.
Mr. Rameshwar Prasad Goyal, Adv.

In 3370/03 Mr. Raja Venkatappa Naik, Adv.
Mr. Bandopadhaya, Adv. for
Mr. M.M. Kashyap, Adv.

Mr. R.S. Hegde, Adv.
Mr. Chandra Prakash, Adv.
Mr. P. Devesh, Adv.
Ms. Savithi Panday, Adv.
Mr. P.P. Singh, Adv.

Mr. Neeraj Kumar Jain, Adv.
Mr. Aditya Kumar Chaudhary, Adv.
Mr. Bharat Singh, Adv.
Mr. Sanjay Singh, Adv.
Mr. U.S. Prasad, Adv.

In 4540-42/03 Mr. Santosh Paul, Adv.
Mr. Ranjan Kumar, Adv.
Mr. Rajeev Sharma, Adv.
Mr. Sandeep Chhabra, Adv.
Mr. M.J. Paul, Adv.

In 5124-25/03 Mr. R.C. Mishra, Adv.
Dr. Meera Aggarwal, Adv.

-3-

In 19551/02 Mr. Gaurav Jain, Adv.
Mrs. Abha Jain, Adv.

In 16747/02 Mr. Sudhir Nandrajog, Adv.

Mr. Naresh Kaushik, Adv.
Ms. Shilpa Chauhan, Adv.
Ms. Lalita Kaushik, Adv.

Mr. Kishore Rawat, Adv.
Mr. Sunil Kapoor, Adv.
Mr. M.K. Dua, Adv.

In 24768/02 Mr. Maninder Singh, Adv.
Mrs. Pratibha M. Singh, Adv.
Mr. Angad Mirdha, Adv.

In 9961-62/02 Mr. Mohan V. Katarki, Adv.
Mr. Ashok Kumar Sharma, Adv.

In 7277, 8120, 12216, Mr. Dinesh Verma, Adv.
20388-90/02, 615, Mrs. Suresh Kumari, Adv.
3898/03 Mr. A.P. Mohanty, Adv.

In 2326/02 Mr. S.U.K. Sagar, Adv.

Ms. Bina Madhavan, Adv.
Ms. Pooja Nanekar, Adv. for
M/s. Lawyer's Knit & Co. Advs.

In 19878/02 Mr. Ejaz Maqbool, Adv.
Mr. Sumeet Mahajan, adv.
Mr. Abhimeet Sinha, Adv.
Ms. Minakshi Nag, Adv.
Mr. Gaurav Kejriwal, Adv.

Mr. Joy Basu, Adv.
Mr. B.K. Satija, Adv.
Mr. Madhurendra Kumar, Adv.

Ms. Madhu Maoolchandani, Adv.

Mr. K.S. Javali, Adv.
Mr. B.K. Chaudhary, Adv.

-4-

Mr. Vishnu Mehra, Adv.
Mr. B.K. Satija, Adv.
Mr. Madhurendra Kumar, Adv.

Mr. H.K. Puri, Adv.
Mr. Ujjwal Banerjee, Adv.
Mr. S.K. Puri, Adv.
Mr. Shiv Gupta, Adv.

Mr. Ajay Siwach, Adv.
Mr. Sushil Balwada, Adv.

Mr. Ajay Siwach, Adv.
Mr. S.K. Pabbi, Adv.
Mr. S.K. Sabharwal, Adv.

Mr. A.K. Raina, Adv.
Mr. Anil Kumar Jha, Adv.

In 23142/02 Mr. Sudhir Walia, AAG.
Mr. M.S. Dahiya, Adv.

In 9682/02 Mr. D. Hasiza, Adv.

In 16568-69/02 Mr. Manoj Swarup, Adv.
Mr. Somirin Sharma, Adv.

In 8618/02 Mr. Pramod Dayal, Adv.
Mr. Piyush Sharma, Adv.

Mr. K.S. Bhati, Adv.
Ms. Aishwarya Bhati, Adv.
Mr. Vikas Sharma, Adv.

In 7368-69/03 Mr. M.R. Capla, Sr. Adv.
Mr. Mahendra Vyas, Adv.
Mr. P.K. Manohar, Adv.

Mr. J. Chirawel, Adv.
Mr. Bishwajit Kumar Shahi, Adv.
Mr. S.B. Upadhyay, Adv.

-5-

In 1058/02 Mr. V. Bandhusr, Adv.
Ms. Madhurima Tatia, Adv.
Mr. Indra Makwana, Adv.

Mr. A.K. De, Adv.
Mr. Ashok K. Mahajan, Adv.

In 4387-90/02 Dr. Ramesh K. Haritash, Adv.
Mr. Ashutosh Lal, Adv.
Dr. Kailash Chand, Adv.

In 24547/02 Mr. R.K. Talwar, Adv.
Mr. Amit Talwar, Adv.
Mr. Y.S. Dhingra, Adv.

In 427/03 Mr. R.K. Talwar, Adv.
Mr. Amit Talwar, Adv.
Mr. S.L. Aneja, Adv.

In 16747/02 Mr. Shashi Bhushan Kumar, Adv.

Mr. A.P. Sahay, Adv.
Mr. Satish Jaglan, Adv.

Mr. K.L. Nandwani, Adv.
Mr. Vinod Khanna, Adv.
Mr. K.K. Narang, Adv.
Mr. Sameer Nandwani, Adv.
Mr. S.K. Mishra, Adv.
Mr. D. Misra, Adv.

Mr. P.P. Malhotra, Adv.
Mr. Vineet Malhotra, Adv.
Ms. Binu Tamta, Adv.
Mr. Shailendra Sharma, Adv.

In 20388-90/02 Mr. A. Mariarputham, Adv.
Mrs. Aruna Mathur, Adv. for
M/s. M/s. Arputham Aruna & Co. Adv.s

Mr. Mahabir Singh, Adv.
Mr. Rakesh Dahiya, Adv.
Mr. Nikhil Jain, Adv.

-6-

Mr. S.R. Bhat, Adv.,
Mr. Naveen R. Nath, Adv.
Ms. Hetu Arora, Adv.

Mr. D.R.K. Reddy, Adv.

Mr. B.Vikas,Adv.
Mrs. D.Bharati Reddi,Adv.

In 12216/02Mr. Atul Nanda,Adv.
Mr. P.N.Puri,Adv.

In 21904/02Mr. P.K.Seth,Adv.
Mr. Sudhir Kumar Gupta,Adv.
Mr. Anurag Pandey,Adv.

In 5354-64/02Mr. Parvesh Bisaria,Adv.
Ms. Nidhi,Adv.
Mr. K.R.Nagaraja,Adv.

In 4540-42/03Mr. Abhith Kumar,Adv.
Mr. Karunakar Mahalik,Adv.

Mr. Ranbir Singh Yadav,Adv.

Mrs. K.Sarada Devi,Adv.

Mr. P.Narasimhan,Adv.

Mr. Prem Malhotra,Adv.

Mr. S.K.Sabharwal,Adv.

Mr. T.Raja,Adv.

Mr. Rattan Kumar Chaudhary,Adv.

Mr. Dharam Bir Raj Vohra,Adv.

Mrs. Rekha Palli,Adv.

Mr. C.R.Iyer,Adv.(NP)

Respondent-in-person

-7-

Mr.Vinay Kumar Garg,Adv.

Mr. S.Prasad,Adv.

Mr. Y.P.Dhingra,Adv.

Ms. Kiran Suri,Adv.

Mr. S.L.Aneja,Adv.

Mr. P.Anshu Mishra,Adv.

Mr. A.L.Trehan,Adv.

Mr. M.P.Shorawala,Adv.

Mr. Sanjay Jain,Adv.

Mrs. S.Bagga,Adv.

Mr. R.C.Kaushik,adv.

Mr. Satish Vig,Adv.

Mr. Kuldip Singh,Adv.

Mr. Rajinder Mathur,Adv.

Mr. K.L.Taneja,Adv.

Mr. K.S.Rana,Adv.

-8-

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

SLP(C)Nos.22405-08, 22485/01, 5354-64, 5523, 5442, 6999, 1058, 1094-96, 1086, 3226, 4540-42, 4387-90, 2326, 7247, 7438, 7277, 9682, 12202, 12216, 12199, 12340, 14672, 16148, 16249&249A, 16568-69, 16705, 16747, 16923, 16975, 19195, 19493, 18720-22, 20388-90, 20504, 20622, 20625, 21904, 23142, 23269, 24547, 24749, 24587, 24687, 24768, 24790/2002, 267, 427, 1578, 615,610, 3370, 2950, 2951/03, 17915, 10871/02, 3898, 2620, 5417, 4540-42, 8310-117004-7007, 7870, 6233/03

In view of the unreported judgment of this Court in National Insurance Co.Ltd. vs. Swaran Singh and Ors. dated 5.1.2004 (in CA No. 9027/2003) these SLPs are dismissed.

SLP(C) Nos. 4759/02, 23004/01, 8618/02, 8120,12203-05, 14593. 18010, 18295-96, 19524, 19551, 19328, 19816, 19878, 12046, 6710, 9961-9962/02, 827, 3370/03, 5353/02, 1831, 4144-49, 4374, 3756, 5124-25, 3190, 5424, 5509-10, 5983, 6090, 7096, 5693, 7201, 7368-69, 6468/03

List on Friday i.e. 23.1.2004.

[SUMAN WADHWA][MADHU SAXENA)

COURT MASTER COURT MASTER