

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.2622/2003

(From the judgement and order dated 13/12/2002 in CMP 7851/02 of The HIGH COURT OF KERALA AT ERNAKULAM)

N. VIJAYAMMA

Petitioner (s)

VERSUS

STATE OF KERALA & ORS.

Respondent (s)

(With prayer for interim relief)

(With Appln(s). for exemption from filing c/c of the impugned Judgment)

Date : 21/02/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N. SANTOSH HEGDE

HON'BLE MR. JUSTICE B.P. SINGH

For Petitioner (s) Mr. E.M.S. Anam,Adv.

For Respondent (s)

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

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The High Court by impugned order has stayed the order of learned Single Judge. This being an interim order, we are not inclined to interfere with the same.

Learned counsel for the petitioner, however, submits that by virtue of the finding given by the learned Single Judge the petitioner would be eligible to bid in the next excise auction but by virtue of the interim order granted by the High Court, there is a likelihood of the department preventing the petitioner from offering her bid in the next auction. If that be so it is open to the petitioner to approach the Division Bench and seek modification of the interim order. The same cannot be done in this SLP. The SLP is disposed of with the above observation.

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(Ganga Thakur)
P.S.to Registrar

(Prem Prakash)
Court Master