

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4119 of 2007

STATE OF U.P.

Appellant(s)

VERSUS

ROBIN LAL & ANR.

Respondent(s)

O R D E R

We have heard learned counsel for the parties and gone through the impugned judgment and order dated 01.04.2003 passed by the High Court of Allahabad in Civil Misc. Writ Petition No. 36963 of 1996.

There are findings on facts that have been arrived at by the Prescribed Authority, Gorakhpur (UP) vide order dated 30.03.1994. These findings were confirmed in Revision by the Additional Commissioner (Judicial), Gorakhpur Division at Gorakhpur in Ceiling Appeal by judgment and order dated 03.08.1996.

These findings have been upset by the High Court of Allahabad without providing any reasons for the decision.

In our opinion, the High Court ought to have considered the material on record and give its decision on the merits of the case supported by reasons.

Since the High Court has not given any reasons for its conclusions, we have no option but to set aside the order passed by the High Court and remand the matter to the High Court for a fresh consideration on merits.

The civil appeal is allowed.

Since the writ petition was filed way back in 1996, we request the High Court to try and dispose of the matter at the earliest preferably on or before 30.06.2017.

The parties will maintain status quo till the disposal of the petition by the High Court.

Since the matter is remanded to the High Court, no orders are required to be passed on the applications for intervention/impleadment as respondent.

.....J.
[Madan B. Lokur]

.....J.
[Uday Umesh Lalit]

NEW DELHI;
SEPTEMBER 29, 2016.

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

Civil Appeal No(s). 4119/2007

STATE OF U.P.

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VERSUS

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Respondent(s)

(With appln. (s) for intervention/impleadment as respondent and office report)

Date : 29/09/2016 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE MADAN B. LOKUR
HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Appellant(s) Mr. Adarsh Upadhyay, Adv.

For Respondent(s) Mr. Vinay Garg, Adv.
Mr. Rajesh Maurya, Adv.
Ms. Salini Kumar, Adv.
Mrs. Deepam Garg, Adv.

Dr. Kailash Chand, Adv.

Mr. Vishwajit Singh, Adv.
Mr. Gaurav Singh, Adv.
Mr. Gaurav Tripathi, Adv.
Ms. Ridhima Singh, Adv.

Ms. Veera Kaul Singh, Adv.

M/s Vidhi International

UPON hearing the counsel the Court made the following

O R D E R

The civil appeal is allowed in terms of the signed order.

Since the matter is remanded to the High Court, no orders are required to be passed on the applications for intervention/impleadment as respondent.

(Meenakshi Kohli)
Court Master

(Jaswinder Kaur)
Court Master

[Signed order is placed on the file]