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SLP(C)No. 5182 OF 2003
ITEM No.17

Court No. 9

SECTION XIIA

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 (Civil) No.5182/2003

(From the judgement and order dated 24/10/2002 in AAO 1099/2002
of The HIGH COURT OF A.P AT HYDERABAD)

NATIONAL INSURANCE CO. LTD.

Petitioner (s)

VERSUS

KURAGANTI MARIYAMMA @ MULLEMA & ANR.
(With prayer for interim relief)

Respondent (s)

Date : 07/04/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.N. VARIAVA
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s) Mr. P.K.Seth, Adv.
Mr. Sudhir Kumar Gupta, Adv.
Mr. Anurag Pandey, Adv.

For Respondent (s)

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

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T.....L.....I.....T.....T.....T.....T.....T.....T.....J.....T.....T.....T.....
..T.....T.....T.....T.....T.....T.....T.....T.....R.

So far as payment to the claimant is concerned, we see no reason to interfere. We however, clarify that the question as to whether the petitioner can recover from the owner by virtue of the fact that gratuitous passengers were being carried in the truck, is left open.

Payment to be made within four weeks from today.

The Special Leave Petition is disposed of with this observation.

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Anita

(Jasbir Singh)
Court Master