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SLP(C)No. 7606 OF 2000

ITEM No.52

Court No. 2

SECTION XVII  
A/N MATTER

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.7606/2000

(From the judgement and order dated 17/11/1999 in CR 44/99  
of The JHARKHAND HIGH COURT AT RANCHI)

WAKIL PRASAD YADAV

Petitioner (s)

VERSUS

UNION OF INDIA & ORS.

Respondent (s)

( With Office Report )

Date : 16/07/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.P. BHARUCHA  
HON'BLE MR. JUSTICE Y.K. SABHARWAL

For Petitioner (s) Mr. S.N. Misra, Sr. Adv.  
Mr. N.S. Bisht, Adv.

For Respondent (s) Ms. Halida Khatun, Adv.  
Mrs. Anil Katiyar, Adv.

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

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Leave granted.

The civil appeal is allowed.

No order as to costs.

(T.I. Rajput)  
Court Master

(Shelly Sengupta)  
Court Master

(Signed order is placed on the file)

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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

Civil Appeal No.4252 of 2001@@  
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(Arising out of S.L.P. (C) No.7606 of 2000)

Wakil Prasad Yadav ...Appellant (s)

Versus~

Union of India & Ors. ....Respondent (s)

O R D E R@@  
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leave granted.

The High Court declined to interfere in the civil revision petition filed by the present appellant on the ground that it did not find any reason to interfere with the impugned order that had been passed by the First Subordinate Judge, Dhanbad. Having heard learned counsel, we are of the view that the matter requires the consideration of the High Court. We do not go into details because we do not wish to prejudice the case on either side.

Accordingly, the civil appeal is allowed. The order under challenge is set aside. The civil revision petition (C.R. No.44 of 1999) is restored to the file of the High Court at Ranchi to be heard and disposed of on merits.

No order as to costs.

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.....J.  
(S.P. Bharucha)@@  
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.....J.  
(Y.K. Sabharwal)@@  
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New Delhi,  
July 16, 2001.