

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 2068 OF 2006

NISHA SINGLA

Appellant (s)

VERSUS

ADDL. SECY., COOPERATION, PUNJAB & ORS.

Respondent(s)

(With appln(s) for permission to file additional documents and office report)

Date: 25/01/2011 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

For Appellant(s) Ms. Geeta Luthra, Sr. Adv.
 Mr. D.N. Goburdhan, Adv.
 Mr. Prabal Bagchi, Adv.
 Mr. Anirudh Anand, Adv.
 Mr. Sanjeev Sahay, Adv.

For Respondent(s) Mr. Vineet Bhagat, Adv.for
 Mr. Debasis Misra, Adv.

 Mr. Gurpreet Singh, Adv.
 Mr. Susheel, Adv.for
 Mr. M.C. Dhingra ,Adv

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

The Appeal is disposed of in terms of the signed order.

(Veena Khera)
Court Master

(Parveen Kr. Chawla)
Court Master

[signed order is placed on the file]
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 2068 OF 2006

Nisha Singla

..Appellant

versus

Addl. Secy., Cooperation, Punjab & Ors.

..Respondents

O R D E R

Heard learned counsel for the parties.

This Appeal has been filed against the impugned judgment and order dated 19th December, 2002 passed by the High Court of Punjab & Haryana at Chandigarh in C.W.P. No.19358 of 2002.

Learned counsel for the appellant has disputed a statement of fact made in the impugned order of the High Court.

There is a presumption in law that a statement of fact mentioned in the order of a Court is correct. However, this is only a rebuttable presumption, and if a party contends that the statement of fact in the judgment is not correct, then he has to go to the same court and not the appellate court by way of a suitable application, and if he satisfies the court, the Court may pass appropriate orders.

With these observations, the appeal is disposed of.

If such an application is filed, the same shall be considered on its own merits and after hearing the parties concerned, in accordance with law, expeditiously.

.....J.
[MARKANDEY KATJU]

NEW DELHI;J.
JANUARY 25, 2011 [GYAN SUDHA MISRA]