

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)...../2007

CC 2559/2007

(From the judgement and order dated 14/06/2006 in MA No. 109/1998 of The HIGH COURT OF JHARKHAND AT RANCHI)

LALPARI DEVI & ORS.

Petitioner(s)

VERSUS

MUNI RAI & ANR.

Respondent(s)

With I.A.1(C/delay in filing SLP)

Date: 19/03/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE MARKANDEY KATJU

For Petitioner(s)

Mr. Deba Prasad Mukherjee, Adv.

Mrs. Nandini Sen, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

Issue notice on the application for condonation of delay.

Issue notice on the special leave petition only against respondent

No.1 as to why the impugned judgment should not be set aside so far as the liability of the owner is concerned and the matter is remitted to the High Court for consideration of the matter afresh.

In view of the provisions contained in Section 95 of the Motor Vehicle Act, 1939, we are not inclined to issue notice as against respondent No.2. The special leave petition as against respondent No.2 is dismissed.

(Meenu Sethi)

Court Master

(Pushap Lata Bhardwaj)

Court Master