

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 (Crl.) No. 1328/2000

(From the judgement and order dated 23/12/1999 in CRLOP 14651/98  
of The HIGH COURT OF MADRAS)

STATE OF TAMIL NADU & ORS.

Petitioner (s)

VERSUS

P. KALYANI & ORS.

Respondent (s)

( With Appln(s). for stay )  
( With Office Report )

Date : 04/12/2000 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.B. PATTANAIAK  
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s) Mr. R. Mohan, Sr. Adv.  
Mr. V.G. Pragasam, Adv.

For Respondent (s) Mr. T.N. Singh, Adv. (A.C.)

UPON hearing counsel the Court made the following  
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The Special Leave Petition stands disposed of in terms  
of the signed order.

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(J.S. Rawat)  
Court Master

(Suneet Bala Sharma)  
Court Master

(Signed order is placed on the file)

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IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

Special Leave Petition (Crl.) No. 1328 of 2000@@  
CC

State of Tamil Nadu & Ors.

...Petitioner(s)

Versus

P. Kalyani & Ors.

...Respondent(s)

O R D E R~@@  
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When this matter had been listed, a limited notice had been given to decide the question of direction of the High Court to pay compensation. The High Court in the impugned judgment had relied upon the earlier decision of the Madras High Court and had granted the relief in question. The very same judgment of the Madras High Court was under challenge in this Court in Criminal Appeal No. 861 of 1999 and by order dated 27th of August, 1999 this Court came to the conclusion that since the matter is still under inquiry and CBCID was directed to inquire into the matter it was not appropriate for the High Court to direct the payment of compensation to the wife at that stage. The aforesaid decision of this Court applies with full force to the facts and circumstances of the present case.

We accordingly set aside the impugned direction  
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regarding payment of compensation and after the CBCID concludes the inquiry and files its report, it would be open for the appropriate Court to award compensation. The Special Leave Petition stands disposed of accordingly.

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( G.B. PATTANAİK )@@  
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New Delhi,  
December 04, 2000.

.....J@@  
BBBBBBBBBBBBBBBBBBBB  
( B.N. AGRAWAL )@@  
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