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SLP(C)No. 10184-10293 OF 2002
ITEM No.1

Court No. 5

SECTION IVA
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

I.A. Nos.223-332 In
Petition(s) for Special Leave to Appeal (Civil) No.10184-10293/2002
(From the judgement and order dated 09/11/2001 in FA 360/00 etc.
of The HIGH COURT OF M.P AT INDORE)

UNION OF INDIA & ANR.

Petitioner (s)

VERSUS

LAXMI NNARAIN (D) BY LRS. & ORS. Respondent (s)
(For vacating interim order dated 08.07.2002 & exemption from filing O.T.
clarification)

Date : 05/04/2004 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DORAISWAMY RAJU
HON'BLE MR. JUSTICE ARIJIT PASAYAT

For Petitioner (s)Mr. R.N. Trivedi, A.S.G.
Ms. Rekha Pandey,Adv.

Mr. Shreekant N. Terdal,Adv.

For Respondent (s)Mr. V.A. Mohata, Sr.Adv.
Mr. Vikrant Singh Vaish,Adv.
Mr. Niraj Sharma,Adv.

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

Substitution allowed.

After hearing learned counsel for the parties on either side and keeping in view that the appeal is yet to be ready for final hearing which may take quite some time, we are of the view that interest of justice would be better served if the interim order of stay already granted is made absolute subject to the condition that 50% of the enhanced compensation may be permitted to be withdrawn by the claimants on furnishing sufficient security to the satisfaction of the Trial Court. The same shall be subject to ultimate adjustment, in accordance with the final judgment that may be passed in the main appeals.

(Neena Verma) (Vijay Aggarwal)

Court Master

Court Master