

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). 2251 OF 2006

SATYA NARAYAN KAUSHAL

Appellant (s)

VERSUS

STATE LEVEL COMMITTEE FOR SC/ST & ORS.

Respondent(s)

(With office report)

Date: 03/12/2010 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)

Mr. M.N. Krishnamani, Sr. Adv.
Mr. Sanjay Bansal, Adv.
Mr. Amit Kumar, Adv.
Mr. Madhavendra Singh, Adv.
Mr. G.K. Bansal, Adv.

For Respondent(s)

Ms. Vibha Datta Makhija, Adv. (not present)

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

The Appeal is allowed. No costs.

(Rajesh Dham)
Court Master

(Indu Satija)
Court Master

(signed order is placed on the file)
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

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O R D E R

Heard learned counsel for the appellant.

Learned counsel for the respondents is not present,
though her name is shown in the cause list of today.

This Appeal, by special leave, has been filed against the impugned judgments and orders of the High Court of Madhya Pradesh, Indore Bench dated 03.12.2010 in W.P. No. 1837 of 2002 and dated 11.12.2002 in L.P.A. No. 382 of 2002.

The High Court has held that the decision challenged is that of the Caste Committee and hence it cannot interfere with the same.

Learned counsel appearing for the appellant submits that the Caste Committee did not decide the matter in accordance with the judgment of this Court reported in Kumari Madhuri Patil & Anr. Vs. Addl. Commissioner, Tribal Development & Ors., (1994) 6 SCC 241.

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Having heard learned counsel for the appellant and having perused the record, we are of the opinion that the matter requires reconsideration by the High Court in the light of the aforequoted judgment of this Court.

In the result, the impugned judgments and orders of the High Court are set aside and the matter is remanded to the High Court for a fresh decision in accordance with law, expeditiously.

The Appeal is allowed accordingly. No costs.

.....J.
(MARKANDEY KATJU)

.....J.
(GYAN SUDHA MISRA)

NEW DELHI;
DECEMBER 03, 2010.

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