

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.6534 OF 2014
(Arising out of SLP(C) No.10041/2011)

VIVEKANANDA MAHATO & ORS. APPELLANT(S)
STATE OF WEST BENGAL & ORS. VERSUS RESPONDENT(S)
WITH

CIVIL APPEAL NO.6535 OF 2014
(Arising out of SLP(C) No.10042/2011)

DEBASISH MAHATO & ORS. APPELLANT(S)
STATE OF WEST BENGAL & ORS. VERSUS RESPONDENT(S)
WITH

CIVIL APPEAL NO.6536 OF 2014
(Arising out of SLP(C) No.10043/2011)

SANGEETA DUTTA & ORS. APPELLANT(S)
STATE OF WEST BENGAL & ORS. VERSUS RESPONDENT(S)

O R D E R

Applications for impleadment and intervention are allowed.

2. Leave granted.

3. Learned counsel for the appellants submit that the impugned order is founded on the concession made

by the Advocate General. However, as a result of this, appellants' valuable rights have been taken

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NEETU KHAJURIA
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Reason:

away without giving them an opportunity of even hearing.

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4. We find substance in the argument of the learned counsel for the appellants. In view of this, impugned order is set aside. AST No.405 of 2010

titled "Mahadev Mahato & Ors. vs. State of West Bengal & Ors."; AST No. 411 of 2010 titled "Prashanta Mahato & Ors. vs. State of West Bengal & Ors." and AST No.168 of 2010 titled "Ram Shankar Mahato & Ors. vs. State of West Bengal & Ors." are restored to the

file of the High Court for fresh disposal in accordance with law. Appeals are allowed to the above extent.

5. The appellants and interveners shall be impleaded as party respondents in the aforesaid appeals before the High Court.

6. No costs.

.....CJI.
(R.M. LODHA)

.....J.
(KURIAN JOSEPH)

NEW DELHI;
JULY 18, 2014
ITEM NO.46

.....J.
(ROHINTON FALI NARIMAN)
COURT NO.1 SECTION XVI

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

Petition(s) for Special Leave to Appeal (C) No(s). 10041/2011

(Arising out of impugned final judgment and order dated 16/12/2010 in AST No. 405/2010, AST No. 411/2010, and AST No. 168/2010 passed by the High Court Of Calcutta)

VIVEKANANDA MAHATO & ORS.

Petitioner(s)

VERSUS

STATE OF WEST BENGAL & ORS.

Respondent(s)

(With appln. (s) for impleadment and intervention and prayer for interim relief and office report)

WITH

SLP(C) No. 10042/2011

(With prayer for Interim Relief and Office Report)

(I.A.Nos.15-16- applications for impleadment)

SLP(C) No. 10043/2011

(With prayer for Office Report)

(I.A. Nos. 9-10- applications for impleadment)

Date : 18/07/2014 These petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Petitioner(s) Mr. Kunal Chatterji ,Adv.

For Respondent(s) Mr. Anip Sachthey, Adv.
Ms. Shagun Matta, Adv.

Mr. M.N. Krishnamani, Sr. Adv.
Mr. Anand, Adv.
Mr. Shibashish Misra, Adv.

Mr. Pranab Kumar Mullick ,Adv.

Mr. Garav Kejariwal ,Adv.
Mr. D. Banerjee, Adv.

Contd...

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Mr. Nagendra Rai, Sr. Adv.
Mr. Chandra Bhushan Prasad ,Adv.

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

Applications for impleadment and intervention are
allowed.

Leave granted.

Appeals are allowed in terms of the signed order.

(Neetu Khajuria)
Sr.P.A.

(Renu Diwan)
Court Master

Signed order is placed on the file.