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C.A.No. 3299-3300 OF 1997
ITEM NO.108 COURT NO.6SECTION IV

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

CIVIL APPEAL NOS.3299-3300 OF 1997.

KUNWARLAL
...
PETITIONER (S)

VERSUS

DEVI BAI & ORS. ETC.
...
RESPONDENT (S)

Date :
23/07/2003
This petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE Y.K. SABHARWAL
HON'BLE MR. JUSTICE G.P. MATHUR

For Appellant (s)M/S SS Khanduja,YP Dhingra,
BK Satiya,Advs.

For Respondents

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

Heard the learned counsel for a few minutes.
The appeals are allowed in terms of the signed order. No costs.

(Naresh Kumar)
Court Master

(VP Tyagi)
Court Master

[Signed order is placed on the file.]

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.3299-3300 OF 1997

KUNWARLAL
...
APPELLANT (S)

VERSUS

DEVA BAI & ORS.ETC.
...
RESPONDENT (S)

O R D E R

The High Court by the impugned judgment has allowed Civil Second Appeal Nos.29/1990 and 40/1990 without formulating substantial question of law which is the mandatory requirement of Section 100 of Code of Civil Procedure. On this short ground alone we set aside the impugned judgment of the High Court and remand the aforesaid two appeals for fresh decision in accordance with law. The appeals are allowed in above terms. No costs.

.....J.
(Y.K. SABHARWAL)

.....J.
(G.P. MATHUR)
New Delhi,
July 23, 2003.