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C.A.No. 3303 OF 2001

ITEM No.28

Court No. 2

SECTION IV  
A/N MATTER

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.3303 of 2001@@  
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UNION OF INDIA & ORS.

Appellant (s)

VERSUS

SUBHASH SAVANT RAGHUNATH

Respondent (s)

(With prayer for interim relief and office report)

Date : 14/09/2001 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.P. BHARUCHA  
HON'BLE MR. JUSTICE Y.K. SABHARWAL

For Appellant (s) Mr. K.S. Bhati,Adv.  
Mr. Radhakrishnan,Adv.  
Mr. B.V. Balaram Das,Adv.

For Respondent (s) Mr. Nikhil Nayyar,Adv.

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

.....L.....I..T.....T.....T.....T.....T.....T.....T.....T.....J

The civil appeal is allowed.

No order as to costs.

(T.I. Rajput)  
Court Master

(Shelly Sengupta)  
Court Master

(Signed order is placed on the file)

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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

Civil Appeal No. 3303 of 2001@@  
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Union of India & Ors.

...Appellant (s)

Versus~

Subhash Savant Raghunath

....Respondent (s)

O R D E R@@  
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....L.....I.....T.....T.....T.....T.....T.....T.....T.....J

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Leave has been granted and the matter comes up today for confirmation of the interim relief granted on 23rd April, 2001.

Learned counsel for the respondent, fairly, submits that the order under challenge, which is an interim order in his writ petition, may be set aside and the High Court may be directed to hear the writ petition itself on its own merits. We think that that is an appropriate order to pass, having regard to what is stated in the order under challenge. This shall have no reflection on the merits of the case on either side.

The civil appeal is allowed. The order under appeal is set aside. The writ petition shall be heard on its own merits expeditiously.

No order as to costs.

.SP1

.....J.  
(S.P. Bharucha)@@  
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.....J.  
(Y.K. Sabharwal)@@  
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New Delhi,  
September 14, 2001.