

the appellant points out that the High Court has not adverted to all the details, though it is a Regular First Appeal and disposed of the same without considering the rival claims/contentions. In the light of the said claim, we perused the judgment of the High Court. The High Court has not adverted to any material and not determined the points for consideration. On this ground, without going into the claim of both the parties, we set aside the impugned judgment of the High Court and remit the same to the High Court. We request the High Court to restore the same on its original file and dispose of the appeal on merits as early as possible.

The civil appeal is disposed of accordingly.

.....J.
[P.SATHASIVAM]

NEW DELHI
30TH JULY, 2010

.....J.
[DR.B.S. CHAUHAN]