

ITEM NO.1

COURT NO.2

SECTION IVB

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).
14794-14795/2013

(Arising out of impugned final judgment and order dated 21/11/2012 in CWP No. 22898/2012,25/01/2013 in RA No. 23/2013,25/01/2013 in CWP No. 22898/2012 passed by the High Court Of Punjab & Haryana at Chandigarh)

RAJESH KUMAR & ANR.

Petitioner(s)

VERSUS

UNION TERRITORY OF CHANDIGARH & ORS.
(with office report)

Respondent(s)

WITH SLP(C) No. 12558/2013

(With appln.(s) for permission to file lengthy list of dates and Office Report)

Date : 16/09/2014 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. DATTU
HON'BLE MR. JUSTICE S.A. BOBDE
HON'BLE MR. JUSTICE ABHAY MANOHAR SAPRE

For Petitioner(s) Mr. P. Vinay Kumar, Adv.
Ms.Sadiqua Fatma, Adv.
Ms.Shefali Shandilya, Adv.

Mr.Rajiv Dutta, Sr.Adv.
Mr.Sharan Sethi, Adv.

Mr.Rajeev Sharma, Adv.
For Ms. Shalu Sharma, Adv.

For Respondent(s) Mr.Rajiv Dutta, Sr.Adv.
Mr.Sharan Sethi, Adv.

Mr.Rajeev Sharma, Adv.
Mr. Satish Kumar, Adv.

Ms.Vimla Sinha, Adv.
For Mr.Gopal Singh, Adv.

Mr.P.Vinay Kumar, Adv.
Ms.Sadiqua Fatma, Adv.
Ms.Shefali Shandilya, Adv.

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

I.A.No.2 of 2013 in SLP(C)Nos.14794-14795/2013:

This application for impleadment has been filed by Shri Sunil Kumar Jain & Ors. for impleading them as party respondents before this Court. We decline to entertain the same. However, we permit them to make an appropriate application before the appellate authority to implead themselves as parties before it.

I.A.No.2 of 2013 is disposed of accordingly.

SLP(C)Nos.14794-14795/2013:

Dismissed. However, we direct the Chief Administrator, Union Territory of Chandigarh to dispose of the Appeal No.0091 of 2010 as expeditiously as possible, after affording opportunity of hearing to both the parties.

Ordered accordingly.

SLP(C)No.12558/2013:

Admittedly, the petitioner herein has obtained an award dated 13.01.1994. That award has become rule of the Court. If, for any reason, the petitioner is of the view that, by virtue of the award passed, which has become rule of the Court, he has to execute the decree so passed by the Court.

We are informed by Shri Rajiv Dutta, learned senior counsel that the petitioner has already filed an Execution Petition to execute the decree passed by the Civil Court dated 23.8.1996. According to him, the same is pending consideration by the Executing Court.

In view of this, in our opinion, we need not have to consider the judgment of the High Court which is impugned in this Special Leave Petition.

Accordingly, the Special Leave Petition is disposed of with liberty to the petitioner to prosecute the Execution Petition filed by him before the Civil Court.

All the contentions are kept open.

Ordered accordingly.

(G.V.Ramana)
Court Master

(Vinod Kulvi)
Asstt.Registrar