

ITEM NO.102

COURT NO.8

SECTION XIA

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(s). 6679 OF 2004

STATE OF KERALA & ANR.

Appellant (s)

VERSUS

P.O. JOSE

Respondent(s)

(With office report)

Date: 05/11/2009

This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Appellant(s)

Mr. P.V. Dinesh, Adv.
Ms. Sindhu T.P., Adv.
Mr. Jojo Jose, Adv.

For Respondent(s) Mr. C.N. Sreekumar, Adv.

Mr. V.K. Sidharthan, Adv.

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

Heard learned counsel for the parties.

The appeal is dismissed with the modification
that the rate of interest awarded to the respondent by
the arbitrator is reduced from 18% to 9%. No order as to
the costs.

(Ajay Kr. Jain)
Court Master

(Indu Satija)
Court Master

(Signed order is placed on the file)
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 6679 OF 2004

State of Kerala & Anr.

.... Appellants

Versus

P.O. Jose

.... Respondent

O R D E R

Heard learned counsel for the parties.

This appeal has been filed against the impugned judgment

dated 07.08.2002 of the High Court of Kerala at Ernakulam
whereby the appeal filed by the appellants herein has been
dismissed.

On the facts of the present case, we are not inclined to
interfere with the impugned judgment. However, we reduce the
rate of interest, awarded to the respondent by the arbitrator,
from 18% to 9%.

The appeal is dismissed with the abovesaid modification.

No order as to the costs.

.....J.
(MARKANDEY KATJU)

.....J.
(ASOK KUMAR GANGULY)

NEW DELHI;
NOVEMBER 05, 2009