

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal(Civil)...CC 3815/2000  
(From the judgement and order dated 25/11/1999 in RSA 4541/99  
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

STATE OF HARYANA & ANR.

Petitioner (s)

VERSUS

DHARAM SINGH & ORS.

Respondent (s)

( With I.A.No.1 - Appln(s). for c/delay in filing SLP )

Date : 02/03/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SYED SHAH MOHAMMED QUADRI  
HON'BLE MR. JUSTICE S.N. PHUKAN

For Petitioner (s) Mr.Neeraj K.Jain,Adv.  
Mr. Mahabir Singh,Adv.

For Respondent (s)

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

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.SP2

Delay is condoned.

On the contentions being raised that the second appeal filed in the High Court was not under Section 100 of the Civil Procedure Code but was under Section 41 of the Punjab Courts Act, 1914, we directed the petitioner to file an affidavit to that effect. In spite of giving many opportunities no affidavit is filed.

We do not find any illegality in the order of the High Court to warrant our interference under Article 136 of the Constitution. The SLP is therefore dismissed.

.SP1

[Naresh Kumar]  
Court Master

[Kanwal Singh]  
Court Master