

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) No(s).9056/2004

(From the judgment and order dated 13/06/2003 in CRP No. 789/2003
of The HIGH COURT OF KARNATAKA AT BANGALORE)

VINCENT REBELLO & ANR.

Petitioner(s)

VERSUS

LYDIA VEIGAS & ORS.

Respondent(s)

(With appln(s) for permission to place addl. documents on record and with
prayer for interim relief and office report)

Date: 13/01/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN KUMAR

HON'BLE MR. JUSTICE G.P. MATHUR

For Petitioner(s) Mr. P. Krishnamoorthy, Sr.Adv.

Mr. Romy Chacko,Adv.

Mr. AK. Jha, Adv.

For Respondent(s) Mr. S.N. Bhat,Adv.

UPON hearing counsel the Court made the following

O R D E R

By the impugned judgment, the High Court, without assigning any reasons, has

restored the trial court judgment, which means that the ex-parte decree stands. We are unable to

sustain the decision of the High Court. Accordingly, the impugned judgment of the High Court is

set aside. As a result, the Suit will proceed for trial on merits.

The Special Leave Petition is disposed of accordingly.

(S. Thapar)

(Radha R. Bhatia)

PS to Registrar

Court Master