

SLP(C)No. 11699 OF 2003
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO. 2649 OF 2004
(Arising out of SLP(C.) No.11699 OF 2003)

LINGANAGOUDA
APPELLANT (S)

.....

VERSUS

SPL.LAND ACQUISITION OFFICER

.....RESPONDENT (S)

O R D E R

Delay condoned.

Leave granted.

Heard the parties.

By the impugned order, Review Petition filed on behalf of the appellant has been rejected on the ground that there was delay of 24 days in filing the case. In the facts and circumstances of the case, we are of the view that it is a fit case in which the High Court should have condoned the delay in filing the Review Petition and decided the same on merits. Accordingly the appeal is allowed, the impugned order is set aside, delay in filing the Review Petition is condoned and the High Court is directed to dispose of the same on merits.

.....J.

.....

(B.N. AGRAWAL

)

.....J.

.....

(Dr. AR. LAKS

HMANAN)

NEW DELHI;
April 23, 2004.

ITEM No.37
SECTION IVA

Court No.11

A/N MATTER

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.11699/2003

(From the judgement and order dated 06/10/2001 in RP 1087/01 in M.F.A.No.5065 of 2000 of The HIGH COURT OF JUDICATURE AT KARNATAKA AT BANGALORE)

LINGANAGOUDA
Petitioner (s)

VERSUS

SPL. LAND ACQUISITION OFFICER
Respondent (s)

Res

(With Appln(s). for c/delay in filing SLP)
(With Office Report)

Date : 23/04/2004

This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL
HON'BLE DR. JUSTICE AR. LAKSHMANAN

For Petitioner (s)
Mr. Shantha Kumar V. Mahale, Adv.
Mr. Rajesh Mahale, Adv.

For Respondent (s)
Mr. Sanjay R. Hegde, Adv.
Mr. Anil K. Misra, Adv.
Mr. Mallikarjuna Reddy, Adv.

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

Delay condoned.

The appeal is allowed in terms of the signed order.

(Satish K. Yadav)
Court Master

(Kanwal Singh)
Court Master

(Signed order is placed on the file)