

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. 1222 OF 2008

NEERA BAJPAI & ORS.

Appellant (s)

VERSUS

SEEMA BAJPAI & ANR.

Respondent(s)

(With prayer for interim relief and office report)

Date: 26/08/2010 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE P. SATHASIVAM
HON'BLE DR. JUSTICE B.S. CHAUHAN

For Appellant(s) Dr. J.N. Dubey, Sr.Adv.
Mr. Anurag Dubey, Adv.
Mr. Meenesh Dubey, Adv.
Mr. Mohan Pandey,Adv.

For Respondent(s)

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

The appeal is disposed of.

[Usha Bhardwaj]
Court Master

[Savita Sainani]
Court Master

Signed order is placed on the file.
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.1222 OF 2008

Neera Bajpai & Ors.

....Appellants

Versus

Seema Bajpai & Anr.

...Respondents

O R D E R

Heard the learned counsel for the appellants.

The contesting first respondent though duly
served notice from this Court has not chosen to
enter appearance through counsel.

On going through the impugned order of the High Court, under the facts that the High Court has remanded the matter back to the Additional Principal Judge, Family Court, Lucknow with a direction to hear all the parties and pass orders, we are not inclined to go into the merits of the appeal. Inasmuch as the present appellants were not parties before the High Court and after obtaining leave, filed the present appeal before this Court they are permitted to file a formal petition seeking impleadment before the Additional Principal Judge, Family Court. If any such application is filed the

...2/-

:2:

Court has to consider and implead them as parties to the proceedings and pass orders and thereafter dispose of the main matter after affording opportunity to all the parties concerned.

The appeal is disposed of in the above terms.

.....J.
(P. SATHASIVAM)

.....J.
(Dr.B.S. CHAUHAN)

New Delhi,
August 26, 2010.