

SLP(C)No. 7046 OF 2003
ITEM No.60

Court No. 2

SECTION XI
A/N MATTER

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No.7046/2003
(From the judgment and order dated 08/04/2003 in SA 151/03
of The HIGH COURT OF Allahabad AT LUCKNOW)

SURENDDRA MOHAN AGARWAL AND ORS.

Petitioner (s)

VERSUS

PRADESHIYA INDL.& INVEST.CORN.,U.P.L&ANR
(With prayer for interim relief)
(With Appln(s). for exemption from filing O.T.)
With

Respondent (s)

SLP(C)No.13347-13348/2003

Date : 17/11/2003 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S. RAJENDRA BABU
HON'BLE MR. JUSTICE G.P. MATHUR

For Petitioner (s) Mr. Jatin Zaveri,Adv.

For Respondent (s)Mr. RN Trivedi, ASG
Mr. Anuvrat Sharma, Adv.
Mr. M.P. Shorawala,Adv.

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

Leave granted.

The appeals are allowed in terms of the signed order.

[Charanjeet Kaur]
Court Master

[Om Prakash]
Court Master

[signed order is placed on the file]
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 9141 OF 2003
(arising out of SLP(C) 7046/2003)

Surenddra Mohan Agarwal & Ors.

....
Appellant (s) Pe

Versus

Pradeshiya Indl. & Invest. Corp. UP & Anr.

....

Respondent (s)

With C.A. No.9142-9143/2003 (arising out of SLP(C) Nos. 13347-13348/2003

O R D E R

Leave granted.

On 28.4.2003, this Court directed issued of notice indicating as to why the order made by the High Court be not set aside and the matter be remitted to the trial Court for fresh consideration in accordance with law.

The orders made by the Division Bench of the High Court and that of the learned Single Judge of the High Court are set aside. The matters are restored to their original numbers and remitted to the trial Court for fresh consideration in accordance with law. The parties shall appear before the Court on 19.12.2003. Status quo shall continue till then. The appeals are allowed accordingly.

.....J[S. RAJENDRA BABU]

.....J [G.P. MATHUR]

NEW DELHI,
NOVEMBER 17, 2003.