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C.A.No. 3322 OF 1998

ITEM No.103

Court No. 1

SECTION XVI

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. 3322 of 1998

Achal Misra ... Appellant

vs.

Rama Shanker Singh & Ors.... Respondents

(with appln.(s) for directions and directions and with office report)

Date: 20/07/2004 This/These matter(s) was/were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE G.P. MATHUR

HON'BLE MR. JUSTICE C.K. THAKKER

For Appellant (s)Mr.Sunil Kumar Jain, Adv.

For Respondent (s)Ms. Lalita Kohli, Adv.
Mr.Anubhav Kumar, Adv.
for M/s. Manoj Swarup & Co., Adv.

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

A Bench consisting of two learned Judges of this Court has expressed doubts about the correctness of the view taken by a 3-Judge Bench in Ganpat Roy and Others vs. Additional District Magistrate and Others, 1985(2) SCC 307 and, therefore, directed the matter to be placed before a larger Bench.

The learned counsel for the respondents has invited our attention to the Constitution Bench decision of this Court in Pradip Chandra Parija and Others vs. Pramod Chandra Patnaik and Others, 2002 (1) SCC 1 according to which the present matter must first be heard by a Bench of three Judges.

Let this matter be set down for hearing before a 3-Judge Bench.

The parties to file a brief synopsis of submissions setting out (i) brief relevant facts; (ii) the relevant statutory references; and (iii) list of the authorities relied on, within a period of three weeks.

(D.P. WALIA)
COURT MASTER

(RADHA R. BHATIA)
COURT MASTER