

SLP(C)No. 7827 OF 2003

ITEM No.24

Court No. 4

SECTION IVA

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.7827/2003

(From the judgement and order dated 26/03/2003 in IA 2/02
IA 3/02 of The HIGH COURT OF KARNATAKA AT BANGALORE)

D.K. THARADEVI SIDDHARTHA

Petitioner (s)

VERSUS

VIJAYA MALLYA & ORS.

Respondent (s)

(With appln.(s) for exemption from filing O.T.)
(With prayer for interim relief)

Date : 06/05/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.C. LAHOTI

HON'BLE MR. JUSTICE ASHOK BHAN

For Petitioner (s)Dr. Rajeev Dhavan, Sr. Adv.
Mr. Dayan Krishnan, Adv.
Mr. Trideep Pais, Adv.
Mr. Nikhil Nayyar, Adv.

For Respondent (s)

Mr. F.S. Nariman, Sr. adv.
Mr. P.H. Parekh, adv.
Mr. Milan Sathe, adv.
Mr. Sameer Parekh, Adv.
Mr. E.R. Kumar, Adv.
M/s. Parekh & Co., Advs.

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

The appeal stands disposed of in terms of the signed order.

(Ajay Kr. Jain)
(Kanwal Singh)
Court Master
Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4009 OF 2003
(Arising out of SLP(C) No. 7827 of 2003)

D.K. Tharadevi Siddhartha

....
Appellant

Versus

Vijaya Mallaya & Ors.

....

Respondents

O R D E R

Issue notice.

Learned counsel for the respondents appears and takes notice. With the consent of the learned counsel for the parties the matter is heard finally and disposed of in terms of the following order.

Leave granted.

A question as to illegal inclusion of name of respondent No. 1 in the Voters List is pending a djudication before the Chief Electoral Officer in appeal under Section 24 of the Representatio n of the Peoples Act, 1950. The appellatant has also filed an Election Petition (EP No. 2/2002) in the High Court laying challenge to the election of respondent No. 1. It is pointed out th at the appeal is fixed for hearing on 30th May, 2003 before the Chief Electoral Officer while the Election Petition is listed on 5th June, 2003 for final hearing. The learned counsel for the parties agree for the appeal before the Chief Electoral Officer being heard on 30th May, 2 003, i.e. the appointed date.

The Chief Electoral Officer shall hear the appeal on 30th May, 2003 without entertaining any p rayer for adjournment and deliver his order as early as he can. The learned designated Electi on Judge of the High Court shall await the production of the copy of the decision delivered by the Chief Electoral Officer before pronouncing the final judgment.

The appeal stands disposed on in these terms.

.....J.
(R.C. LAHOTI)

.....J.
(ASHOK BHAN)

New Delhi
May 06, 2003