

Item No. Court No. Section  
101 01 XIV

S U P R E M E C O U R T O F I N D I A  
Record of Proceedings

Special Leave Petition (Civil) No. 10748 of 2000  
(arising from the judgment and order dated 22/07/1996  
in RFA 507/95 of the High Court of Delhi at New Delhi)

Union of India ... Petitioner(s)

vs.

Baljit Singh & Ors. ... Respondent(s)

(with appln.(s) for substitution and c/delay in filing SLP)

with

SLP(C) No. 12546/2000 (with appln.(s) for substitution and c/delay in filing SLP),  
SLP(C) No. 4243/2000 (with appln.(s) for substitution and c/delay in filing SLP and with prayer for interim relief),  
SLP(C) Nos.10749-10750/2000 (with appln.(s) for substitution and c/delay in filing SLP),  
SLP(C) No. 10756/2000 (with appln.(s) for substitution and c/delay in filing SLP and with prayer for interim relief),  
SLP(C) No. 12542/2000 (with appln.(s) for substitution and c/delay in filing SLP),  
SLP(C) No. 17305/2000 (with appln.(s) for substitution and c/delay in filing SLP and with prayer for interim relief),  
SLP(C) No. 17753/2000 (with appln.(s) for substitution of LR's of the deceased respondent and c/delay in filing SLP and with prayer for interim relief),  
SLP(C) No. 8668/2000 (with appln.(s) for substitution of LR's of the deceased respondent and c/delay in filing SLP),  
SLP(C) No. 8951/2001 (with appln.(s) for substitution of LR's of the deceased respondent and c/delay in filing SLP),  
SLP(C) No. 18279/2000 (with appln.(s) for substitution and c/delay in filing SLP and with prayer for interim relief and office report),  
SLP(C) No. 16436/2000 (with appln.(s) for c/delay in filing SLP and substitution and with prayer for interim relief),  
SLP(C) No. 17304/2000 (with appln.(s) for c/delay in filing SLP and for c/delay in refiling SLP and with prayer for interim relief).

Date:15/01/2003 This/These matter(s) was/were called on for hearing today.

CORAM:

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE S.B. SINHA  
HON'BLE DR. JUSTICE AR. LAKSHMANAN

...2/-

For the Appellant (s):

- Mr. Kailash Vasdev, Sr. Adv.
- Mr. K C Kaushik, Adv.
- Mr. R K Rathore, Adv.
- Mr. Y P Mahajan, Adv.
- Mr. Rekha Pandey, Adv.
- Mr. J K Bhatia, Adv.
- Mr. D S Mahra, Adv.

For the Respondent(s):  
in SLPs 10748,4243/00  
& 10756/2000

- Mr. Sunil Gupta, Sr. Adv.
- Mr. Punit Dutt Tyagi, Adv.
- Mr. J N S Tyagi, Adv.

in SLP 16436/2000

- Mr. Prabhash Kr. Yadav, Adv.
- Dr. K S Chauhan, Adv.
  
- Mr. K K Gupta, Adv. (NP)
  
- Mr. Debasis Misra, Adv. (NP)

UPON hearing the counsel the Court made the following  
ORDER

.....L.....I.....T.....T.....T.....T.....T.....T.....T.....J.R

SLP(C) No. 8668/2000@@  
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Heard learned senior counsel for the appellant for five minutes.

Despite service, none appears on behalf of the respondents.

I.A. No. 2 for substitution is allowed.

Delay condoned.

Special leave granted.

The appeal is allowed in terms of the signed order. There shall be no order as to costs.

SLP(C) No. 16436/2000@@  
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Heard counsel for the parties for 15 minutes.

Substitution is allowed.

Delay condoned.

Special leave granted.

The appeal is allowed in terms of the signed order. There shall be no order as to costs.

SLP(C) No. 10748/2000@@  
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I.A. No. 2 for substitution is allowed.

...3/-

Mr. Punit Dutt Tyagi, Adv. states that he appears on behalf of the unserved respondents also and has already filed vakalat/appearance on their behalf. In that view of the matter, service on the respondents is treated as complete.

Heard learned senior counsel for the appellant for five minutes learned senior counsel for the respondents for 20 minutes.

Delay condoned.

Special leave granted.

The appeal is allowed in terms of the signed order. There shall be no order as to costs.

.....L.....T.....T.....T.....T.....T.....T.....T.....T.....T.....J.R  
SLP(C) No. 12546/2000, SLP(C) No. 4243/2000, SLP(C)@  
CC  
Nos.10749-10750/2000, SLP(C) No. 10756/2000, SLP(C) No.@@  
CC  
12542/2000, SLP(C) No. 17305/2000, SLP(C) No. 17753/2000,@  
CC  
SLP(C) No. 8951/2001, SLP(C) No. 18279/2000 and SLP(C) No.@@  
CC  
17304/2000@@  
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.....L.....I.....T.....T.....T.....T.....T.....T.....T.....T.....J.R  
Four weeks' time is granted to the appellants for taking necessary steps. List thereafter.

.SP1

(D.P. Walia)  
Court Master

(S. Krishnan)  
Court Master

(Three separate orders passed in SLP(C) Nos. 10748/2000, 8668/2000 and 16436/2000 are placed on the files)

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.PL60

.....L.....I.....T.....T.....T.....T.....T.....T.....T.....T.....J.R

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 299 OF 2003@@  
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[arising out of SLP(C) No. 10748 of 2000]

Union of India

..Appellant(s)

vs.

Baljit Singh & Ors.

..Respondent(s)

O R D E R@@  
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.SP2

I.A. No. 2 for substitution is allowed.

Mr. Punit Dutt Tyagi, Adv. states that he appears on behalf of the unserved respondents also and has already filed vakalat/appearance on their behalf. In that view of the matter, sevice on the respondents is treated as complete.

Delay condoned.

Special leave granted.

It is not disputed that this appeal stands concluded by a 3-Judge Bench decision of this Court in Civil Appeal No. 8137 of 2002 entitled U.O.I. & Anr. vs. Ram Phool & Anr., dated 28th November, 2002. However, learned senior counsel appearing for the respondents contends that the said decision is erroneuous on account of certain factual error. Be that as it may, the said decision by a 3-Judge Bench arises against the same judgment which is impugned in this case and is binding on us. We, therefore, following the 3-Judge Bench decision in Civil Appeal No. 8137 of 2002 dated 28th ...2/-

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:2:

November, 2002, set aside the judgment under challenge. The appeal is allowed. There shall be no order as to costs.

.SP1

.....CJI.  
(V.N. KHARE)

.....J.  
(S.B. SINHA)

.....J.  
(AR. LAKSHMANAN)

New Delhi;  
January 15, 2003.

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.PL60

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 300 OF 2003@@

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[arising out of SLP(C) No. 8668 of 2000]

Union of India

..Appellant(s)

vs.

Zila Singh and Others

..Respondent(s)

O R D E R@@  
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.SP2

Despite service, none appears on behalf of the respondents.

I.A. No. 2 for substitution is allowed.

Delay condoned.

Special leave granted.

In view of a 3-Judge Bench decision of this Court in Civil Appeal No. 8137 of 2002 entitled U.O.I. & Anr. vs. Ram Phool & Anr., dated 28th November, 2002, this appeal is allowed and the judgment under challenge is set aside. There shall be no order as to costs.

.SP1

.....CJI.  
(V.N. KHARE)

.....J.  
(S.B. SINHA)

.....J.  
(AR. LAKSHMANAN)

New Delhi;  
January 15, 2003.

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.PL60

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 301 OF 2003@@

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[arising out of SLP(C) No.16436 of 2000]

Union of India

..Appellant(s)

vs.

Smt. Dhappoo and Anr.

..Respondent(s)

O R D E R@@  
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.SP2

Substitution is allowed.

Delay condoned.

Special leave granted.

In view of a 3-Judge Bench decision of this Court in Civil Appeal No. 8137 of 2002 entitled U.O.I. & Anr. vs. Ram Phool & Anr., dated 28th November, 2002, this appeal is allowed and the judgment under challenge is set aside. There shall be no order as to costs.

.SP1

.....CJI.  
(V.N. KHARE)

.....J.  
(S.B. SINHA)

.....J.  
(AR. LAKSHMANAN)

New Delhi;  
January 15, 2003.