

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.2 OF 2007
(Arising out of SLP(C) No.11187/2005)

U.P.S.R.T.C.

.....APPELLANT(S)

VERSUS

CHANDRA SHEKHAR MISHRA & ORS.

.....

RESPONDENT(S)

O R D E R

Delay condoned.

Leave granted.

Heard learned counsel for both sides.

We have perused the order impugned in this appeal.

The High Court pending disposal of the appeal before it issued direction to the appellant to deposit the entire amount and permitted the respondents to withdraw half of the amount without any security and the remaining half of the amount after furnishing security to the satisfaction of the Motor Accident Claims Tribunal, Deoria.

In our opinion, the order passed by the High Court requires modification. Therefore, we direct the respondents to withdraw 50% of the amount already deposited without furnishing any security. There shall be stay of deposit of 50% of the remaining amount.

The appeal stands disposed of accordingly.

No costs.

.....J.

(Dr.AR.LAKSHMANAN)

.....J.

(ALTAMAS KABIR)

NEW DELHI;

JANUARY 3, 2007.

U.P.S.R.T.C.

Petitioner(s)

VERSUS

CHANDRA SHEKHAR MISHRA & ORS.

Respondent(s)

(With appln(s) for amendment of memo of parties and c/delay in filing rejoinder and with prayer for interim relief and office report)

Date: 03/01/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE AR. LAKSHMANAN

HON'BLE MR. JUSTICE ALTAMAS KABIR

For Petitioner(s)

Mr. Ashok K. Srivastava, Adv.

Mr. Shaiwal Srivastava, Adv.

For Respondent(s)

For RR-4

Mr. Santosh Paul, Adv.

Mr. Abhishek K. Rao, Adv.

Ms. Kaveri Mohan, Adv.

Mr. M.J. Paul, Adv.

Mr. S.M. Suri, Adv.

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Mr. Pramod Dayal, Adv.

Mr. Sahadev Singh, Adv.

Ms.Meenu Pankaj, Adv.

Mr.Sachin Datta, Adv.

Mr.B.B.Gupta, Adv.

Mr.Swetank, Adv.

Ms.Rajni O.Lal, Adv.

Mr.Himinder Lal,Adv.

UPON hearing counsel the Court made the following

O R D E R

Delay condoned.

Leave granted.

No orders on application for amendment of memo of parties.

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

No costs.

(Satish K. Yadav)

Court Master

(Phoolan Wati Arora)

Court Master

(Signed order is placed on the file)