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SLP(C)No. 10846 OF 2001
ITEM No.44

Court No.11

SECTION XI

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.10846/2001
(From the judgement and order dated 07/05/2001 in CMWP 17445/01
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

BHARAT KUMAR GUPTA

Petitioner (s)

VERSUS

CHAIRMAN&M.D.,MODI SPINN.&WEAV.M.LTD&ORS
(With prayer for interim relief)
(With Appln(s). for exemption from filing O.T.)

Respondent (s)

Date : 08/10/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N. SANTOSH HEGDE
HON'BLE MR. JUSTICE P. VENKATARAMA REDDI

For Petitioner (s) Mr. R.K. Jain, Sr. Adv.
Mr. Jitendra Mohan Sharma, Adv.

For Respondent (s)

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

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This Special Leave Petition is filed against the order made by the learned Single Judge of the High Court of Judicature at Allahabad in a petition filed under Article 226 of the Constitution of India. We are prima facie of the opinion that a letters patent appeal against this order lies to a Division Bench of the High Court. In this view of the matter, the counsel for the petitioner is given permission to withdraw this petition and approach the Division Bench. In the event of the appeal being held to be not maintainable the petitioner is at liberty to approach this Court by way another special leave petition.

In view of the above, the Special Leave Petition is dismissed as withdrawn.

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Kalyani. (PREM PRAKASH)@@
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COURT MASTER @@
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