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SLP(C)No. 10864 OF 2001

ITEM No.203

Court No. 3

SECTION IVA
A/N MATTER

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.10864/2001

(From the judgement and order dated 02/05/2001 in WP 57/2000
of The High Court of Judicature at Bilaspur, Chhatisgarh)

SATISH BAJPAI & ANR.

Petitioner (s)

VERSUS

STATE OF CHHATISGARH & ORS.

Respondent (s)

(With prayer for interim relief)
(For Final Disposal)

Date : 13/03/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SYED SHAH MOHAMMED QUADRI
HON'BLE MR. JUSTICE ASHOK BHAN

For Petitioner (s) Mr. A.K. Sanghi,Adv.

For Respondent (s) Mr. Prakash Shrivastava,Adv.

UPON hearing counsel the Court made the following
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Leave is granted.

The civil appeal is disposed of.

No costs.

(T.I. Rajput)
Court Master

(Kanwal Singh)
Court Master

(Signed order is placed on the file)

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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

Civil Appeal No. 2340 of 2003@@
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Satish Bajpai & Anr.

...Appellant (s)

Versus~

State of Chhatisgarh & Ors.

....Respondent (s)

O R D E R@@
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Notice limited to the question was issued as to why an observation should not be made that the trial court should decide cases against the appellants without being influenced by the observations of the High Court in the order under challenge. The notice also stated that the matter will be disposed of at the notice stage itself.

Leave is granted.

The main grievance of the appellants is that in view of the adverse observation made by the High Court in the order under challenge, further proceedings in the trial court would become an empty formality. We, therefore, think it just and appropriate to direct that, in the event of charges being

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framed against the appellants, the case should be decided untrammelled by any observation made by the High Court.

The civil appeal is, accordingly, disposed of.

No costs.

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(Syed Shah Mohammed Quadri)@@
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.....J.@@
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(Ashok Bhan)@@
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New Delhi,
March 13, 2003