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SLP(C)No. 11271 OF 2003  
ITEM No.35

Court No.10

SECTION XIV  
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.11271/2003

(From the judgement and order dated 07/03/2003 in WP 3/03  
of The HIGH COURT OF SIKKIM)

UMESH AGARWAL & ORS.

Petitioner (s)

VERSUS

MAHESH AGGARWAL & ORS

Respondent (s)

(With prayer for interim relief and Office Report)

Date : 14/11/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE BRIJESH KUMAR  
HON'BLE MR. JUSTICE ARUN KUMAR

For Petitioner (s)Mr. Biswajit Bhattacharjee,Adv.  
Mr. Somnath Mukherjee,Adv.  
Mr. Praveen Agarwal,Adv.

For Respondent (s)Mr. S.P. Wangdi,Adv.Genl.  
Mr. B.S. Chahar,Adv.  
Mr. Vinay Garg,Adv.

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

Leave granted.  
The appeal is allowed in terms of the signed order.

(A.S. BISHT)(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.9023 OF 2003  
(Arising out of SLP(C) No.11271/2003)

UMESH AGARWAL & ORS.

.....  
APPELLANT(S)

:VERSUS:

MAHESH AGARWAL & ORS.

.....  
RESPONDENT(S)

O R D E R

Leave granted.

Heard the learned counsel for the parties and perused the order passed by the High Court. The grievance of the appellants, as we also find is that the impugned order does not contain any reason on merits while disposing of the writ petition. In view of the above, we set aside the order passed by the High Court and remand the case to the High Court for deciding afresh, after hearing the parties. The appeal stands allowed accordingly.

.....J  
( BRIJESH KUMAR )

.....J  
( ARUN KUMAR )  
NEW DELHI,  
NOVEMBER 14, 2003.