HITEM NO.4 COURT NO.6 SECTION XII

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(s).13930-13931/2004

(From the judgement and order dated 18/12/2003 in CO No. 50/2000 & CO No. 51/2000 & C MA No.

1512/1999 & CMA No. 1514/1999 of The HIGH COURT OF MADRAS)

T KESAVAN & ORS. Petitioner(s)

VERSUS

DHARMABAT SINGH & ORS. Respondent(s)

(With appln(s) for c/delay in filing rejoinder and substituted service and modification o f court's order

and prayer for interim relief and office report)

Date: 21/11/2005 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARIJIT PASAYAT

HON'BLE MR. JUSTICE S.H. KAPADIA

For Petitioner(s) Mr. Jay Nath Muthraj, Adv.

Mr. N.R>Shonker, Adv.

Mr. C.K. Sasi,Adv.

For Respondent(s) Mr. A.K.Raina, Av.

Mr. Anil Kumar Jha,Adv.

UPON hearing counsel the Court made the following

O R D E R

Delay condoned.

In the peculiar circumstances of the case, we deem it proper to set aside the impugned order and remit the matter to the High Court for fresh consideration.

We make it clear that we have not expressed any opinion on the merits of the case.

The SLPs are disposed of accordingly.

(Shashi Sareen) (Vijay Aggarwal)

Court Master Court Master