

appeal has to be allowed. Accordingly, the appeal is allowed and the impugned order passed by the High Court in W.P.C.T. No.625/2003 on 9th September, 2003 is set aside. No costs.

(SURINDER SINGH NIJJAR)

.....J

.....J
(SUDHANSU JYOTI MUKHOPADHAYA)

New Delhi;
January 4, 2013.

ITEM NO.38 COURT NO.12 SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).21221/2004

(From the judgement and order dated 09/09/2003 in WPOT No.625 of 2003 of the HIGH COURT OF CALCUTTA)

G.M. SOUTH EASTERN RAILWAY & ORS. Petitioner(s)

VERSUS

BENULAL MUKHERJEE & ORS. Respondent(s)

(With office report)

Date: 04/01/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR
HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s) Mr. Paras Kuhad,ASG
Mr. V.K. Biju,Adv.
Ms. Ashaa G. Nair,Adv.
Mr. Shreekant N. Terdal,Adv.

For Respondent(s) Mr. Aditya Sharma,Adv.
Mr. L.D. Kaushik,Adv.
Mr. K.S. Rana,Adv.

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

Leave granted.

Heard the learned counsel for the parties. The appeal is allowed and the impugned order is set aside in terms of the signed order. No costs.

(A.S. BISHT)
COURT MASTER

(INDU BALA KAPUR)
COURT MASTER

(Signed order is placed on the file)