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SLP(C)No. 12885 OF 2001

ITEM No.27

Court No. 8

SECTION XV  
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.12885/2001

(From the judgement and order dated 28/03/2001 in SBCWP 2770/98  
of The HIGH COURT OF RAJASTHAN AT JAIPUR)

SECY.KRISHI UPAJ MANDI SAMITI(F&V)JAIPUR

Petitioner (s)

VERSUS

CHAND MAL MODI & ORS.

Respondent (s)

(With prayer for interim relief)

Date : 20/02/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.P. MOHAPATRA  
HON'BLE MR. JUSTICE P. VENKATARAMA REDDI

For Petitioner (s)

Mr. Indra Makwana,Adv.

For Respondent (s)

Ms.Aishwarya Bhati,adv.for  
Mr. K.S. Bhati,Adv.

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

.....L.....I.....T.....T.....T.....T.....T.J  
.SP2

Heard learned counsel for the parties.  
Leave granted.  
The appeal is allowed. No costs.

.SP1

(Suman Wadhwa)  
Court Master

(S.Malkani)  
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. OF 2002@@  
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(Arising out of SLP(C)No. 12885/2001)

Secy. Krishi Upaj Mandi  
Samiti (F&V) Jaipur

...Appellant

Vs.

Chand Mal Modi & Ors.

...Respondents

ORDER@@  
CCCCC

.SP2  
.....L.....I.....T.....T.....T.....T.....T.J

Heard learned counsel for the parties.  
Leave granted.

Our attention is drawn to the order passed in Civil Appeal No.594 of 2002 on 21.1.2002 (Krishi Upaj Mandi Samiti (F&V) Jaipur vs. Chandmal Modi). It is stated by learned counsel for both the parties that the case in hand is similar on all material aspects with the aforementioned civil appeal. Therefore we dispose of this appeal by passing a similar order as in the disposed of case.

The order under challenge in the present case is set aside. The High Court shall dispose of the writ petition taking into consideration all the questions raised therein.

The Appeal is allowed. No costs.

.SP1

.....J.  
(D.P. MOHAPATRA)

.....J.  
(P.VENKATARAMA REDDI)

New Delhi;  
April 19,2002.