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SLP(C)No. 10976 OF 2003
ITEM No.27

Court No.10

SECTION IVB

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.10976/2003

(From the judgement and order dated 17/05/2003 in CWP 6746/03
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

DHARAM PAL & ORS.

Petitioner (s)

VERSUS

STATE OF HARYANA & ORS.

Respondent (s)

(With Appln(s). for exemption from filing c/c of the impugned Judgment
and with prayer for interim relief)

Date : 10/07/2003 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. M.K. Dua,Adv.

For Respondent (s)

UPON hearing counsel the Court made the following

O R D E R

Having heard the learned counsel for the petitioners we find no merit in this petition. However, the concluding observations in the order of the High Court, by which the counsel has been directed to return the entire fee to his client and pay the costs quantified at Rs.10,000/-, in our view, is not sustainable. It is true that it is expected of the learned counsels at the Bar that they tender proper advice and guidance to their clients as to the possible steps which can feasibly be taken in a matter, yet it would be better that the matter is left between the client and the counsel rather than to saddle the counsel with costs and order for return of the fee. We, therefore, set aside only that part of the impugned order, the rest of it is, however, maintained. The special leave petition is, however, dismissed on merits of the case.

(A.S. BISHT)(KANWAL SINGH)
COURT MASTER

COURT MASTER