

SLP(C)No. 20645 OF 1997

ITEM No.201

Court No. 6

SECTION IVA  
A/N MATTER

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.20645/1997

(From the judgement and order dated 31/10/1996 in WA 813/94  
of The HIGH COURT OF KARNATAKA AT BANGALORE)

MUTHEKKE

Petitioner (s)

VERSUS

LAND TRIBUNAL & ORS

Respondent (s)

( For Final Disposal )

Date : 27/07/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.N. KHARE  
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s) Mrs Urmila Sirur,Adv.

For Respondent (s)

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

Leave granted.

The appeal is dismissed. There shall be  
no order as to costs.

.SP1

(Alka Dudeja)  
Court Master

(S. Krishnan)  
Court Master

Signed order is placed on the file.

.PA  
IN THE SUREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.4752 OF 2001  
(Arising out of SLP@ No. 20645/1997)

Muthekke

.. Appellant

-vs-

O R D E R

Leave granted.

Admittedly, the order was passed by the Land Tribunal on 16th August, 1978 and the writ petition was filed in the year 1994 after a delay of 16 years. The High Court dismissed the petition on the ground of enormous delay and laches. It is against the said judgment, the appellant has filed this appeal.

We have gone into the judgment of the High Court and are in agreement that there was inordinate delay in approaching the High Court. We are, therefore, not inclined to interfere in the matter.

The appeal is, accordingly dismissed. There shall be no order as to costs. However, this would not prejudice the rights of the appellant, availing any other remedy available under law.

& & & & & & & ..J  
(V.N.Khare)

& & & & & & & .J.  
(B.N.Agrawal)

New Delhi;  
July 27, 2001