

C.A.No. 33-36 OF 1998

ITEM No.113

Court No.12

SECTION IVA

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

CIVIL APPEAL NOS. 33-36 OF 1998

M.D., K.S.R.T.C., BANGALORE

Appellant (s)

VERSUS

SAVITHRI & ORS.

Respondent (s)

(WITH OFFICE REPORT)

Date :04/03/2003 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE S.B. SINHA

For Appellant (s)

Mr. K.R. Nagaraja, Adv.

For Respondent (s)

Mr. Irshad Ahmad, Adv. (NP)

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

Heard Mr. K R Nagaraja, learned counsel appearing for the appellant for 10 minutes. None appeared on behalf of the respondent.

The appeals are dismissed in terms of the signed order. There shall be no order as to costs.

(D.P. WALIA)

COURT MASTER

(VIJAY AGGARWAL)

COURT MASTER

(Signed Order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 33-36 OF 1998

M.D., K.S.R.T.C., Bangalore Appellant (s)

vs.

Savithri & Ors. ... Respondent (s)

O R D E R

Heard learned counsel for the appellant. None appears on behalf of the respondents. In our view, the question of apportionment of liability on the ground of contributory negligence is a question of fact which has been decided by the impugned order. Accordingly, we are of the view that no case for interference is made out. These appeals are, thus, dismissed. There shall be no order as to costs.

.....J(B.N. AGRAWAL)

.....J
(S.B. SINHA)
New Delhi;
March 4, 2003.