

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.5236 OF 1998

GRAM PANCHAYAT VILLAGE GOHAWAR

...APPELLANT

VERSUS

JT. DEV. COMMNR., IRD. PUNJAB & ORS.

...

RESPONDENTS

O R D E R

None appears for the appellant. This was the position even on the last date of hearing. Mr. R.K. Kapoor, learned counsel for respondent No.3, pointed out that when this Court granted leave on 26.10.98, it was specifically stated "No stay". The learned counsel further submitted that pursuant to the direction given in the impugned order, a sale deed is also executed in favour of respondent No.3; possibly that is the reason why the appellant is not interested in this matter any more.

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Although, we have some reservation as to the validity of the direction given in the impugned order for execution of the sale deed against payment of Rs.1 lac., we do not think it necessary to examine the question of law that arises for consideration in view of the peculiar facts and circumstances of this case, that too at this stage. Under the circumstances, we dismiss the appeal, without expressing one way or the other on the legal contentions raised. No costs.

.....J.
[SHIVARAJ V. PATIL]

.....J.
New Delhi, [D.M. DHARMADHIKARI]
February 4, 2004.

ITEM No.101 (PH) Court No. 9 SECTION IV

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No. 5236/1998

GRAM PANCHAYAT VILL. GOHAWAR

APPELLANT

VERSUS

JT. DEV. COMMNR., IRD PUNJAB & ORS.
(With office report)

RESPONDENTS

Date : 04/02/2004 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SHIVARAJ V. PATIL
HON'BLE MR. JUSTICE D.M. DHARMADHIKARI

For Appellant (s) Mr. M.P. Shorawala, Adv. (N.P.)

For Respondent (s) Mr. R.K. Kapoor, Adv.
Mr. B.R. Kapur, Adv.
Mr. Sumit Kumar, Adv.
Mr. M.K. Verma, Adv.
for Mr. Anis Ahmed Khan, Adv.

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

Mr. R.K. Kapoor, learned counsel for the appellant made his submissions for 15 minutes.
The appeal is dismissed with no costs in terms of the signed order.

Sarita (Shelly Sengupta)
Court Master

(Signed order is placed on the file)