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SLP(C)No. 14713 OF 2000

ITEM No.204

Court No. 8

SECTION IVB
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.14713/2000

(From the judgement and order dated 19/04/2000 in CR 1461/00
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

JASWINDER KAUR

Petitioner (s)

VERSUS

HARISH CHAUDHARY

Respondent (s)

(With prayer for interim relief)
(For Final Disposal)

Date : 20/04/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.P. MISRA
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s) Mr. A. P. Bhandari, Adv.
Mr. S.C. Patel,Adv.

For Respondent (s) Mr. Rajesh K. Sharma, Adv.
Ms. Shalu Sharma, Adv.
Mr. Goodwill Indeevar,Adv.

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

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

The Civil Appeal is disposed of in terms of
the signed order. Parties to bear their own
costs.s.

.SP1

(V.P. Tyagi)
Court Master

(Manju Sharma)
AR cum PS

Signed order is placed on the file.

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. OF 2001@@
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(Arising out of SLP(C) Nos. 14713/2000)

Jaswinder Kaur ...Appellant

VERSUS

Harish Chaudhary ...RESPONDENT

O R D E R@@
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.....L.....I.....T.....T.....T.....T.....T.....T.....J
.SP2

Leave granted.

Heard learned counsel for the parties.

The present appeal is directed against the order of the High Court confirming the order passed by the trial Court wherein ex-parte proceedings of eviction have been passed against the appellant. Looking into the facts and circumstances of this case, we feel it appropriate that the matter may be contested on merits and ex-parte order be set aside.

Accordingly, the appeal succeeds and the impugned order passed by the High Court and trial Court is hereby set aside and the case is remanded back to the trial Court for deciding the case on merits.

With the abovesaid observations, the appeal is disposed of. Parties to bear their own costs.

.SP1

.....J.
(A.P. MISRA)

New Delhi,
April 20, 2001.

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