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SLP(C)No. 15016 OF 1999  
ITEM No.208

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  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.15016/1999

(From the judgement and order dated 23/11/1998 in FA 278/95  
of The HIGH COURT OF M.P AT JABALPUR)

DIWAKAR SINGH

Petitioner (s)

VERSUS

STATE OF M.P.  
( With prayer for interim relief )  
( For Final Disposal )

Respondent (s)

Date : 04/04/2001 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. Shiv Sagar Tiwari,Adv.

For Respondent (s)  
State of M.P.

Ms. Geetanjali Mohan, Adv. for  
Mr. Satish K. Agnihotri,Adv.

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

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Leave granted.  
The appeal is allowed in terms of the signed order.  
Costs on the parties.

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Sarita (Suneet Bala Sharma)@@  
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Court Master@@  
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(Signed order is placed on the file)

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IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 2651 OF 2001@@  
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(Arising out of S.L.P.(C)No.15016/1999)

DIWAKAR SINGH

.. APPELLANT

VERSUS

STATE OF M.P.

.. RESPONDENT

O R D E R@@  
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Leave granted.

Heard learned counsel for the parties.

The High Court by means of impugned order reduced the interest from 15% to 9%. The appellant being aggrieved, has filed the present appeal.

Notice was issued by this Court on 1st October, 1999 limited to the question as to why the reduction in interest from 15% to 9% should not be confined only for one year.

This matter is squarely covered by the decision of this Court in Meharban & Ors. Vs. State of U.P. & Ors. 1997 (6) SCC@@  
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54 and Sita Devi Vs. State of Haryana & Anr. 1996 (8) SCC 83@@  
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wherein it held, interest upto one year 9% and thereafter till the payment is made it is 15%.

In view of the aforesaid decision, the order of the High Court is unsustainable to the extent of reduction of interest as aforesaid. The appeal succeeds and is allowed in terms of the said decision. Costs on the parties.

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

New Delhi,  
April 4, 2001.

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