

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.4308 OF 2008
(Arising out of SLP(C)No.12545 of 2008)

K.SARANNAPPA

.....APPELLANT(S)

VERSUS

A.CHANDRAKANT

....RESPONDENT(S)

O R D E R

Leave granted.

This appeal is directed against an order passed by the High Court of Judicature of Andhra Pradesh at Hyderabad in CMAMP No.2194 of 2007 in CMA No.169 of 2007. On perusal of the impugned order, we find that the appeal itself was fixed for final hearing in the second week of June, 2008. Learned counsel appearing on behalf of the appellant submits, on instruction, that in spite of the aforesaid direction made by the High Court, the appeal has neither been listed nor has been decided by the High Court. Considering the facts and circumstances of the present case, we are of the view that this appeal can be disposed of only by requesting the High Court to decide the pending appeal on merits and in accordance with law within two months from the date of supply of a copy of this order without granting any unnecessary adjournment to either of the parties. We order accordingly. The appeal is accordingly disposed of.

2

However, if the appeal is not decided within the time stipulated hereinabove, it will be open to the appellant to make an application for further direction.

.....J.
(TARUN CHATTERJEE)

.....J.
(AFTAB ALAM)

NEW DELHI;
JULY 10, 2008.

3

ITEM NO.38

COURT NO.9

SECTION XIIA

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).12545/2008

(From the judgement and order dated 23/01/2008 in CMAMP No. 2194/2007 in
CMA No. 169/2007 of The HIGH COURT OF A.P AT HYDERABAD)

K.SARANNAPPA

Petitioner(s)

VERSUS

A.CHANDRAKANT

Respondent(s)

(With prayer for interim relief)

Date: 10/07/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE TARUN CHATTERJEE

HON'BLE MR. JUSTICE AFTAB ALAM

For Petitioner(s)

Mrs.B.Sunita Rao,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
ORDER

Leave granted.

The appeal is disposed of in terms of the signed order.

(Satish K.Yadav)
Court Master

(Phoolan Wati Arora)
Court Master

(Signed Order is placed on the file)