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SLP(C)No. 17889-17890 OF 2000
ITEM No.29

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.17889-17890/2000

(From the judgement and order dated 15/03/2000 in MFA 3426/95 and
order dt.12.6.2000 in CP No.844/2000 of the High Court of Karnataka
at Bangalore)

KANTAPPA & ORS.

Petitioner (s)

VERSUS

STATE OF KARNATAKA

Respondent (s)

(With Appln(s). for c/delay in filing SLP and Office Report)

Date : 04/05/2001 These Petitions were called on for hearing today.

CORAM :

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

For Petitioner (s) Mr. S.N. Bhat, Adv.

For Respondent (s) Mr. N. Ganpathy, Adv.

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

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

Delay condoned.
Leave granted.
The civil appeals are allowed.
Costs on the parties.

.SP1

(N. Annapurna)
Court Master

(Shelly Sengupta)
Court Master

Signed order is placed on the file.

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L.....L.....T.....T.....T.....T.....T.....T.....T.....J.
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 3621-3622 OF 2001@@
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(Arising out of S.L.P.(C) Nos.17889-17890/2000)

Kantappa & Ors.

...Appellants

Versus

State of Karnataka

...Respondnet

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

Leave granted.

The appeal itself was dismissed as the learned counsel for the appellants appearing before the High Court had no file.

After hearing learned counsel for the parties, on the facts of this case, we feel in the interests of justice that the appellants should be granted an opportunity to place their case before the High Court.

Accordingly, the appeals are allowed, the impugned orders of the High Court dated 15.3.2000 and 12.6.2000 are hereby set aside and the case is remanded back to the High Court for deciding the matter afresh, in accordance with law, after giving an opportunity to the parties.

Costs on the parties.

.SP1

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

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

New Delhi,
May 04, 2001.