

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(s). 2329 OF 2004

STATE OF ORISSA & ANR

Appellant (s)

VERSUS

JAGAMOHAN RATHOR

Respondent(s)

(With office report)

Date: 25/02/2010 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MR. JUSTICE T.S. THAKUR

For Appellant(s) Mr. Jana Kalyan Das,Adv.

For Respondent(s) Ms. Meenakshi Arora,Adv.

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

The Appeal is allowed in terms of the signed order.
No costs.

(Parveen Kr. Chawla)
Court Master

(Indu Satija)
Court Master

[Signed Order is placed on the File]
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.2329 OF 2004

State of Orissa & Another

..Appellants

versus

Jagamohan Rathor

..Respondent

O R D E R

Heard learned counsel for the parties.

The facts have been set out in detail in the
impugned judgment and hence we are not repeating the same

here.

In view of the decision of this Court rendered in
Nirmal Chandra Sinha vs. Union of India & Others reported
in (2008) 14 SCC 29, this appeal is allowed and the impugned
judgment is hereby set aside. No costs.

.....J.
[MARKANDEY KATJU]

NEW DELHI;
FEBRUARY 25, 2010

.....J.
[T.S. THAKUR]