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SLP(C)No. 17810 OF 2000

ITEM No.38

Court No. 2

SECTION XIIA
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.17810/2000

(From the judgement and order dated 25/07/2000 in WP 20704/99
of The HIGH COURT OF JUDICATURE, A.P AT HYDERABAD)

NATIONAL OPEN SCHOOL

Petitioner (s)

VERSUS

V. REVATHY & ORS.

Respondent (s)

(With Office Report)

Date : 07/01/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. KIRPAL
HON'BLE MR. JUSTICE K.G. BALAKRISHNAN
HON'BLE MR. JUSTICE ARIJIT PASAYAT

For Petitioner (s) Mr. K. Sukumaran, Sr. Adv.
Mr. N.R. Shonker, Adv.
Ms. Lekha Sudhakaran, Adv.
Ms. Malini Poduval, Adv.

For Respondent (s)

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

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

.SP2

Leave granted.
Appeal is disposed of.

.SP1

Kalyani. (S.L. GOYAL) @@
AA
COURT MASTER @@
A AAA

(Signed Order is placed on the file.)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. OF 2002@@
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(Arising out of S.L.P.(C) NO. 17810 of 2000)

L.....T.....T.....T.....T.....T.....T.....T.....T.....T.....R

National Open School Appellant

Versus

V. Revathy & Ors. Respondents

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

.SP2

Leave granted.

Notice was issued limited to the question of deletion of remarks of the High Court which had stated that the respondent was entitled to sue for damages. No one appears on behalf of the respondent despite service having been effected.

After hearing the learned counsel for the appellant, we are of the opinion that the observations of the High Court that the respondent herein will be at liberty to sue the National Open School for damages was uncalled for. We, therefore, delete the said observations. The order of the High Court imposing costs is also set aside.

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The appeal stands disposed of in the aforesaid terms.

.SP1

.....J
(B.N. KIRPAL)

.....J
(K.G. BALAKRISHNAN)

.....J
(ARIJIT PASAYAT)

New Delhi,
January 07, 2002.