

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.3036 OF 2004

KARTICK CHANDRA MONDAL & ORS. . . . APPELLANT (s)

VERSUS

BADAL KUMAR DAS & ORS. . . . RESPONDENT (s)

O R D E R

We have heard learned counsel for the parties including learned counsel for the State.

The only question that arises for our consideration is with regard to the interpretation of Section 10(3) of the West Bengal Land Reforms and Tenancy Tribunal Act, 1997 (for short "the Act"). This Section reads as follows:

"10. Application to Tribunal.—(1) Subject to the provisions of section 6 and other provisions of this Act, a person aggrieved by any order passed by an Authority or any action taken either by an Authority or by the State Government may prefer an appeal to the Tribunal for the redressal of his grievance.

(2) Every application under sub-section (1) shall be made within sixty days from the date on which such order was passed or such action was taken, as the case may be, or within such further time as may be allowed by the Tribunal for cause shown to its satisfaction, and shall be made in such form, and shall be accompanied by such fee, as may be prescribed.

(3) Save as expressly provided in this Act, the Tribunal shall not admit an

Accordingly, we permit the appellants to file an appeal before the appellate authority within a period of one month from today. If the appeal is preferred by the appellants within this specified period, the appellate authority will hear the matter expeditiously on merits without going into the question of limitation.

The appeal is disposed of.

.....J.
(MADAN B. LOKUR)

.....J.
(R.K. AGRAWAL)

NEW DELHI
SEPTEMBER 21, 2016

ITEM NO.103

COURT NO.7

SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s).3036/2004

KARTICK CHANDRA MONDAL & ORS.

Appellant(s)

VERSUS

BADAL KUMAR DAS & ORS.

Respondent(s)

(with appln. (s) for permission to file additional documents and exemption from filing O.T. and office report)

Date : 21/09/2016 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MADAN B. LOKUR

HON'BLE MR. JUSTICE R.K. AGRAWAL

For Appellant(s) Mr. S.K. Gupta, Adv.
Mr. Anurag Pandey, AOR
Ms. Reena Pandey, Adv.

For Respondent(s) Dr. J. P. Dhanda, AOR
Ms. Raj Rani Dhanda, Adv.
Mr. Vineet Dhanda, Adv.

Mr. Sankar Ch. Ghosh, Adv.
Mr. Parijat Sinha, AOR

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

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

(SANJAY KUMAR-I)
AR-CUM-PS

(JASWINDER KAUR)
COURT MASTER

(Signed order is placed on the file)