

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). 4426 OF 1999

Saroop Singh
Appellant (s)

VERSUS

Banto & Ors.
Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned judgment and with office report)

Date: 01/03/2005 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN
HON'BLE MR. JUSTICE A.K. MATHUR

For Appellant(s) Mr. P.C. Jain, Sr. Adv.
Mr. Balbir Singh Gupta, Adv.

For Respondent(s) Mr. P.N. Mishra, Sr. Adv.
Mr. K.P. Singh, Adv.
Mr. C.M. Patel, Adv.
Mr. M.M. Kashyap, adv.
Mr. K.S. Rana, Adv.

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

One of the points involved in this appeal is similar to the point which has been referred to a 3-Judge Bench in C.A. No.3644/98 entitled Shakuntla Devi v. Kamla & Ors. in view of the seemingly conflicting views taken by this Court in Teg Singh v. Charan Singh [1977(2) SCC 732], Kesar Singh v. Sadhu [1996(7) SCC 711] and Balwant Singh v. Daulat Singh [1997(7) SCC 137].

The appeal be listed after the decision by a 3-Judge Bench in Shakuntla Devi's case(supra). However, the parties shall be at liberty to make

an application before the 3-Judge Bench hearing the case for rendering assistance on the point referred.

(J.S. Rawat)
l Singh)

(Kanwa

Court Master

Court Master