

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).18152/2004

(From the judgement and order dated 06/05/2004 in CMWP No. 39082/1997 of  
The HIGH COURT OF JUDICATURE AT ALLAHABAD)

U.P.S.R.T.C. & ORS.

Petitioner(s)

VERSUS

MAHESH PRASAD MUKHRAIYA & ANR.

Respondent(s)

(With prayer for interim relief and office report )  
(for final disposal)

Date: 28/09/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE ARIJIT PASAYAT  
HON'BLE MR. JUSTICE P. SATHASIVAM

For Petitioner(s)

Mr. Pradeep Misra,Adv.

For Respondent(s)

Mr. Prashant Chaudhary,Adv.

UPON hearing counsel the Court made the following  
ORDER

Leave granted.

The appeal is allowed in terms of the signed order.

(Ganga Thakur)  
PS to Registrar

(Vijay Aggarwal)  
Court Master

Signed order is placed on the file.  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.4574 OF 2007  
(Arising out of S.L.P.(C.) No.18152/04)

U.P.S.R.T.C. & ORS.

...Appellant

Versus

MAHESH PRASAD KUKHRAIYA & ANR.

...Respondents

ORDER

Leave granted.

In view of the punishment awarded to the conductor, the High Court was not justified in exonerating the respondents. The punishment that was awarded to the conductor is also to be applied to the case of the respondent.

The appeal is allowed to that extent.

.....J.

(Dr. ARIJIT PASAYAT)

.....J.  
(P. SATHASIVAM)

New Delhi,  
September 28, 2007.