

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. 7376 OF 2003

BOLIN CHETIA

Appellant (s)

VERSUS

JOGADISH BHUYAN & ORS.

Respondent(s)

(For Preliminary Directions)

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

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE G.P. MATHUR

For Appellant(s)

Mr. Sushil Kumar Jain, Adv.

Mr. A P Dhamija, Adv.

Mr. Pradeep Aggarwal, Adv.

Mr. Puneet Jain, Adv.

Mr. H D Thanvi, Adv.

Mr. L P Singh, Adv.

For Respondent(s)

Mr. Pragyan P Sharma, Adv.

Dr. Kailash Chand, Adv.

UPON hearing counsel the Court made the following

O R D E R

We have heard the learned counsel for the parties on

the question whether in an appeal under Section 116A of the

Representation of the People Act, 1951 a notice must issue to

the respondents, as of right without regard to the fact

whether there is any merit in the appeal or not and the

appeal should not be placed before the Court for hearing ex

parte (i.e. for hearing on admission).

Orders reserved.

(D.P. WALIA)

COURT MASTER

(RADHA R. BHATIA)

COURT MASTER