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SLP(C)No. 17353 OF 1999

ITEM No.17

Court No. 4

SECTION XIV
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.17353/1999

(From the judgement and order dated 14/09/1999 in CMA 125/99
of The HIGH COURT OF GAUHATI)

PRIYA VART CHOUDHARY

Petitioner (s)

VERSUS

MALATI RANI GHOSH AND ORS.

Respondent (s)

(With prayer for interim relief & office report)

Date : 19/04/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.N. KHARE
HON'BLE MR. JUSTICE ASHOK BHAN

For Petitioner (s) Mr. Mahabir Singh,Adv.

For Respondent (s) Mr. Salil Paul, Adv.
for Ms. Indra Sawhney,Adv.

Mrs.K. Sarada Devi,Adv.

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

.....L.....I.....T.....T.....T.....T.....T.....T.....T.....J
Heard counsel for few minutes.

Leave granted.

The appeal is disposed of.

.SP1

(Alka Dudeja)
Court Master

(S. Krishnan)
Court Master

Signed order is placed on the file.

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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 2827 OF 2002@@
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(Arising out of S.L.P.(C) No. 17353 of 1999)

PRIYA VART CHOUDHARY ... Appellant (s)

VERSUS

MALATI RANI GHOSH AND ORS. ... Respondent (s)

O R D E R@@
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Leave granted.

This appeal is directed against an interim order passed by the High Court directing the appellant herein to deposit 50 per cent of the decretal amount along with interest. In pursuance of the order of this Court dated 18th January, 2002 the appellant has deposited a sum of Rs. three lacs in the High Court. We, therefore, feel that the amount so deposited is sufficient for the purpose of grant of the said interim order to the appellant. It shall be open to the claimant to withdraw the amount so deposited by the appellant. We, therefore, modify the order under challenge.

The appeal is disposed of in the aforesaid terms.

The High Court shall now proceed to decide the appeal at an early date.

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.....J.
(V.N. KHARE)

.....J.
(ASHOK BHAN)

NEW DELHI
APRIL 19, 2002.