ITEM NO.14 COURT NO.11 SECTION XVII

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)...../2010
CC 12306-12307/2010

(From the judgement and order dated 13/08/2009 in FA No. 718/2003 & FA No.727/2003 of The NATIONAL CONSUMER DISPUTES REDRESSAL COMMISSION, NEW DELHI)

G.PARAMEHSWARA REDDY & ORS. Petitioner(s)

VERSUS

J.V.S.VIDYA SAGAR & ORS. Respondent(s)

IA 1-2 (c/delay in filing SLP, c/delay in refiling SLP)

Date: 25/08/2010 These Petitions were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr. P.V. Reddy, Adv.
Mr. B. Rama Murthy, Adv.
For Mr. G.N.Reddy,A.O.R.

For Respondent(s)

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

Delay condoned.

The application for deletion of proforma respondent no.3 is allowed.

This petition is directed against order dated 13.8.2009 passed by the National Consumer Disputes Redressal Commission (for short, "the National Commission") whereby the appeal preferred by respondent

2

no.1 against the order of State Consumer Disputes Redressal Commission (for short, "the State Commission") was allowed and the one filed by the petitioners was dismissed.

We have heard learned counsel for the petitioners at some length and perused the record. The National Commission has dealt with the issue of the alleged negligence on the part of respondent No.1 at length and returned the finding in favour of the latter. We are in complete agreement with the findings and conclusions recorded by the National Commission that there was no negligence on the part of respondent No.1 which could justify award of compensation to the petitioners by the State Commission.

The special leave petition is accordingly dismissed.

(A.D. Sharma)
Court Master

(Phoolan Wati Arora)
Court Master