

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).11000-11001/2007

(From the judgement and order dated 01/03/2007 in CR Nos.85-86/2004
of The HIGH COURT OF UTTARANCHAL AT NAINITAL)

VARUN KUMAR @ NARA

Petitioner(s)

VERSUS

ABDUL GAFOOR & ANR.

Respondent(s)

(With appln(s) for exemption from filing O.T. and prayer for interim relief)

Date: 18/07/2007 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL
HON'BLE MR. JUSTICE P.P. NAOLEKAR

For Petitioner(s) Mr. Girdhar G. Upadhyay, Adv.
Ms. Vinita G. Upadhyay, Adv.
Mr. Syed Ali Ahmad, Adv.
Mr. Syed Tanweer Ahmad, Adv.
Ms. Asha Upadhyay, Adv.
Mr. R.D. Upadhyay, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
ORDER

Heard learned counsel for the petitioner.

We do not find any ground to interfere with the impugned
order. The special leave petition is, accordingly, dismissed.

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As the suit was filed in the year 1995 and, by the impugned
order, the High Court has remitted the matter to the Trial Court, we are of
the view that it is high time that the suit should be disposed of within the
time schedule fixed by this Court. We, accordingly, direct the Trial Court
to dispose of the suit within a period of nine months from the date of
receipt/production of copy of this order. The petitioner undertakes to
appear before the Trial Court within a period of one month from today,
failing which that Court shall proceed ex-parte.

[Alka Dudeja]
Court Master

[Om Prakash]
Court Master