

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s). 1935/2012

STATE OF UTTARKHAND & ANR.

Appellant(s)

VERSUS

MOOL CHANDRA SHASTRI (D) TR.LRS.& ORS.

Respondent(s)

(With appln. for permission to file rejoinder affidavit and appln. To include the matter in the category of senior citizens and placing addl. documents and permission to file addl. documents and exemption from filing O.T. and recalling the Courts order)

Date : 10/09/2015 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE N.V. RAMANA

For Appellant(s)

Ms. Rachana Srivastava,Adv.

For Respondent(s)

Mr. S.K.Jain,Sr.Adv.
Mr. Sonal Jain,Adv.
Ms. Heena Sharma,Adv.UPON hearing the counsel the Court made the following
O R D E R

The applications for permission to file rejoinder affidavit and to file additional documents are allowed.

The appeal is disposed of in terms of the signed order.

(SUMAN WADHWA)
AR-cum-PS(ASHA SONI)
COURT MASTER

Signed order is placed on the file.

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1935 OF 2012

State of Uttarakhand & Anr.

Appellant(s)

VERSUS

Mool Chandra Shastri (D) Tr. Lrs. & Ors.

Respondent(s)

O R D E R

The judgment and order passed by the High Court is bereft of any reasons. It has been merely held that the matter stands concluded by findings of fact. The High Court, in our considered view, ought to have supported its conclusion, while dismissing the second appeal, with adequate reasons. In the absence thereof, we have no option but to set aside the order of the High Court and remand the same for fresh consideration with a request to the High Court to decide the matter as expeditiously as possible, preferably, within a period of six months from the date of the receipt of this order.

The appeal is disposed of accordingly.

.....J.
(RANJAN GOGOI)

.....J.
(N.V. RAMANA)

New Delhi;
Date: 10.09.2015.