

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.17193/1999  
(From the judgement and order dated 17/08/1999 in AN 758/99  
of The HIGH COURT OF BOMBAY)

P.I.KAPUR

Petitioner (s)

VERSUS

N.L.PAREKH  
( With Office Report )

Respondent (s)

Date : 13/12/2000 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.T. THOMAS  
HON'BLE MR. JUSTICE R.P. SETHI

For Petitioner (s) Mr. R.F. Nariman, Sr. Adv.  
Mrs. Nadini Gore, Adv.  
Mr. R.N. Karanjawala, Adv.  
Mr. Arunbh Choudhary, Adv.  
Mrs Manik Karanjawala, Adv.

For Respondent (s) Mr. Dipankar P. Gupta, Sr. Adv.  
Mr. P.H. Parekh, Adv.  
Mr. Amit Dhingr, Adv.  
Mr. Deven Parekh, Adv.  
Mr. Prakash Shah, Adv.

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

.....L.....I.....T.....T.....T.....T.....T.....T.....T.....J.

.SP2

Leave granted.  
Appeal is disposed of in terms of the signed order.

.SP1

(N.K. GOEL) (H.K. BHATIA) @@

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COURT MASTER COURT MASTER@@

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(Signed order is placed on the file)

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.PL58

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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No. of 2000@@

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(Arising out of S.L.P. (Civil) 17193 of 1999)

P.I. Kapur

..Appellant

Vs.

N.L. Parekh

..Respondent

O R D E R@@  
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.....L.....I.....T.....T.....T.....T.....T.....T.....T.....J  
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Leave granted.

In a statutory appeal a Division Bench of the High Court dismissed it with a cryptic order, which reads thus:

"P.C. Appeal dismissed."

We are not aware of the reasons which would have persuaded the Division Bench in adopting that course. Reasons are the flesh and blood of a judicial order without which the superior court cannot discern objectively to what would have persuaded the judicial mind in reaching that conclusion. We, therefore, set aside the impugned order of the Division Bench and remit the appeal back to the Division Bench of the High Court for fresh disposal on merits.

This appeal is disposed of accordingly.

.SP1

.....J.@@  
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(K.T. THOMAS)@@  
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.....J.@@  
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(R.P. SETHI)@@  
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L.....T.....T.....T.....T.....T.....T.....T.....T.....T.....R  
IN THE SUPREME COURT OF INDIA

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(Arising out of S.L.P. (Civil) 17193 of 1999)

P.I. Kapur

..Appellant

Vs.

N.L. Parekh

..Respondent

O R D E R@@  
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