

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(s)._____ OF 2011
(arising out of SLP(C)No.11088 of 2007)

NATIONAL INSURANCE COMPANY LTD. ...Appellant(s)

VERSUS

ANKUR TANDON ...Respondent(s)

O R D E R

This appeal is directed against order dated 2.3.2007 passed by the State Consumer Disputes Redressal Commission, Delhi (for short, "the State Commission") whereby the appeal filed by the respondent against the order of the District Consumer Disputes Redressal Commission was allowed.

We have heard Shri Joy Basu, learned counsel appearing for the petitioner and perused the record.

Since the impugned order was passed by the State Commission without issuing notice to the appellant, we have no hesitation to set aside the same on the ground of violation of basic principle of natural justice i.e. audi alteram partem.

The appeal is accordingly allowed, the impugned order is set aside and the appeal filed by the respondent against the order of the District Forum is remitted to the State Commission for fresh disposal in accordance with law.

.....J.
(G.S. SINGHVI)

.....J.
(ASOK KUMAR GANGULY)

NEW DELHI,
JANUARY 05, 2011.
ITEM NO.30

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) No(s).11088/2007
(From the judgement and order dated 02/03/2007 in FA No. 1276/2006 of The NATIONAL CONSUMER DISPUTES REDRESSAL COMMISSION, NEW DELHI)

NATIONAL INSURANCE CO.LTD. Petitioner(s)

VERSUS

ANKUR TANDON Respondent(s)

(With prayer for interim relief and office report)

WITH

SLP(C) NO. 15138 of 2007

(With appln.(s) for exemption from filing c/c of the impugned judgment and with prayer for interim relief and office report)

SLP(C) NO. 15808 of 2007

(With prayer for interim relief and office report)

SLP(C) NO. 17360 of 2007

(With office report)

SLP(C) NO. 17363 of 2007

(With office report)

