

Æ

SLP(C)No. 18407 OF 2000

ITEM No.36

Court No. 6

SECTION XIV  
A/N MATTER

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.18407/2000

(From the judgement and order dated 11/08/2000 in CR 284/99  
of The HIGH COURT OF H.P AT SHIMLA)

SAFAL KUMAR SOOD & ORS.

Petitioner (s)

VERSUS

VARINDER LAL SOOD & ORS.

Respondent (s)

(With prayer for interim relief)

Date : 27/08/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.N. KHARE  
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s) Mr. Dinesh Kumar Garg,Adv.  
Mr. B.S. Billowria,Adv.  
Ms. Ritu Puri,Adv.

For Respondent (s) Mr. Ranjit Kumar,Sr.Adv.  
Mr. S.L. Kumar,Adv.  
Mr. BVK Ahluwalia,Adv.  
Mr. M.M. Kashyap,Adv.

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

.....L.....I.....T.....T.....T.....T.....T.....J.  
.SP2

Leave granted.  
The appeal is allowed. There shall be no order  
as to costs.

.SP1

(Neelam Kawatra)  
Court Master

(S.Krishnan)  
Court Master

Signed order is placed on the file.

L.....T.....T.....T.....T.....T.....T.....T.....T.....R  
.PL55

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION  
CIVIL APPEAL NO.5736 OF 2001@@  
CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC  
(Arising out of S.L.P.(C)No. 18407/2000)

Safal Kumar Sood & Ors.

Appellant (s)

versus

Varinder Lal Sood & Ors.

Respondent (s)

O R D E R@@  
CCCCCCCC

.....L.....I.....T.....T.....T.....T.....T.....T.....T.....J  
.SP2

Learned counsel for the parties are agreed that this case be disposed of at this stage.

Leave granted.

The sole question that arises in this appeal is whether the revision filed by the appellants is maintainable in law or not. We have heard counsel for the parties and perused the record. We are of the view that the revision was maintainable. Under such circumstances, we set aside the order under challenge and send the case back to the High Court, to decide the same on merits.

The appeal is allowed. There shall be no order as to costs.

.SP1

.....J  
(V.N. Khare)

New Delhi,  
August 27, 2001.

.....J  
(B.N. Agrawal)