

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).13681/2006

(From the judgement and order dated 13/12/2002 in WA No. 1/2002
& RP No. 29/2002 of The HIGH COURT OF GUWAHATI ,ASSAM)

LALHIMGLIANA BAWITLUNG AND ORS.

Petitioner(s)

VERSUS

STATE OF MIZORAM AND ORS.

Respondent(s)

(With prayer for interim relief and office report)

WITH SLP(C) NO. 23097 of 2005
(With prayer for interim relief)

Date: 27/07/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HARJIT SINGH BEDI
HON'BLE MR. JUSTICE J.M. PANCHAL

For Petitioner(s) Ms. Suruchii Aggarwal,Adv.

For Respondent(s) Mr. Neeraj Malhotra,Adv.

Mr. Nikhil Nayyar
Mr. TVS Raghavendra Sreyas,Adv.
Mr. Ambuj Agrawal,Adv.
Mr. R. Sathish,Adv.

Mr. Rahul Singh,Adv.
Mr. K.S. Rama Rao,Adv.
Mr. Shreepal Singh,Adv.

UPON hearing counsel the Court made the following

ORDER
SLP(C) 13681/2006

Learned counsel for the petitioner fairly points
out that pursuant to the order of the Division Bench of the
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High Court dated 13 December, 2002, the petitioner has
in fact filed a writ petition in the High Court. The special
leave petition is accordingly disposed of as infructuous.

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SLP © No. 23097/2005

Learned counsel for the petitioners have argued
that as the petitioners were not adequately heard by the
Division Bench, the matter should be remanded for fresh
decision. The learned counsel for the respondents has
opposed this prayer. However, on perusal of the record we
find that there appears to be some merit in the argument
that the petitioners were not heard by the time of the
Division Bench. We thus set aside the order of the Division
Bench and remand the case to the High Court, which they

shall after hearing all concerned pass appropriate orders
on the merits of the case. The special leave petition is
disposed of as infructuous.

(Arvind)
Sr. PA

(Vinod Kulvi)
Court Master