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SLP(C)No. 27006 OF 2004
ITEM No.44

Court No.11

SECTION XI

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.27006/2004
(From the judgement and order dated 24/09/2004 in CMWP 39378/04
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

SAROJA DEVI

Petitioner (s)

VERSUS

BITTAN DEVI & ORS.

Respondent (s)

(With Appln(s). for exemption from filing O.T. and permission to
place addl. documents on record and with prayer for interim relief)

Date : 10/01/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARIJIT PASAYAT
HON'BLE MR. JUSTICE S.H. KAPADIA

For Petitioner (s)Dr. J.N. Dubey, Sr.Adv.
Mr. S.R. Setia,Adv.

For Respondent (s)

UPON hearing counsel the Court made the following

O R D E R

Heard.

We are not inclined to interfere with the impugned order which is an interim one. Learned counsel for the petitioner states that the impugned order was passed on erroneous premises in the absence of the petitioner. It is stated that an appropriate application shall be filed before the High Court within three weeks to recall/modify the order. If it is done, we request the High Court to dispose it of within a month from the date of its filing. We make it clear that we have not expressed any opinion on the merits of the case. The special leave petition is, accordingly, disposed of.

(Neena Verma) (Vijay Aggarwal)

Court Master

Court Master