

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).30515-30516/2009

(From the judgement and order dated 02/02/2009 and 14/11/2008 in RA No. 11/2009 & RP No. 4284/2008 of The NATIONAL CONSUMERS DISPUTES REDRESSAL COMMISSION, NEW DELHI)

NIRMAL DEVI Petitioner(s)

VERSUS

PUNJAB STATE ELECT.BOARD & ANR. Respondent(s)

(With appln(s) for c/delay in filing SLP and office report)

Date: 25/08/2010 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MR. JUSTICE T.S. THAKUR

For Petitioner(s) Mr. Dinesh Malhotra, Adv.for
Mr. V.N. Raghupathy,Adv.

For Respondent(s) Mr. Tarunvir S. Khehar, Adv.for
Mr. Ashok K. Mahajan,Adv.

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

Leave granted.

The Appeals are allowed in terms of the signed order.

(Parveen Kr. Chawla) (Indu Satija)
Court Master Court Master
[signed order is placed on the file]
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.7070-7071 OF 2010
(Arising out of S.L.P.(C) Nos.30515-30516 of 2009

Nirmal Devi ..Appellant

versus

Punjab State Electricity Board,
Patiala & Anr. ..Respondents

O R D E R

Leave granted.

Heard counsel for the parties.

These Appeals have been filed against the impugned judgment and order dated 14th November, 2008 passed by the National Consumer Disputes Redressal Commission, New Delhi (for short 'National Commission') in Revision Petition No. 4284 of 2008 and subsequent order dated 02nd February, 2009 passed in the review application.

The impugned order of the National Commission dated 14th November, 2008 reads as under:

"Heard.
We agree with the finding recorded by the State Commission.
The revision petition stands dismissed.
There shall be no order as to costs."

A bare perusal of the above order shows that the National Commission has given no reasons whatsoever.

It is well settled that even an order of affirmance must give reasons, even though in brief, vide Divl. Forest Officer vs. Madhusudhan Rao, JT 2008 (2) SC 253, vide para 19.

-2-

Hence, we accept these appeals on this ground alone, set aside the impugned orders of the National Commission and remit the matter to the National Commission to pass a fresh order giving reasons in accordance with law and after hearing the parties concerned. No costs.

.....J.
[MARKANDEY KATJU]

NEW DELHI;
AUGUST 25, 2010

.....J.
[T.S. THAKUR]