

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 3790 of 2020
[@ SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 15909/2020]

T C SATHISH KUMAR

Appellant(s)

VERSUS

JAYANNA & ORS.

Respondent(s)

O R D E R

Leave granted.

This appeal has been filed by the appellant against order dated 23.01.2020 passed by the High Court in MFA No. 2898 of 2019. The High Court has imposed costs of Rs. 1,00,000/- on counsel for the appellants (before the High Court) personally. This appeal has been filed by the counsel who appeared for the appellants before the High Court in MFA No. 2898/2019.

In the facts of the present case, we are of the view that the High Court committed error in imposing costs and ends of justice be served in deleting the costs of Rs.1,00,000/- imposed on the counsel for the appellants before the High Court. We order accordingly. We further observe that the adverse observations made in the judgment against the counsel for the appellants shall also stand expunged since counsel for the appellants before the High Court had no opportunity to explain.

The civil appeal stands disposed of.

Pending application stands disposed of.

.....J.
[ASHOK BHUSHAN]

.....J.
[R. SUBHASH REDDY]

.....J.
[M.R. SHAH]

NEW DELHI;
November 20, 2020.

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 15909/2020

(Arising out of impugned final judgment and order dated 23-01-2020 in MFA No. 2898/2019 passed by the High Court Of Karnataka At Bengaluru)

T C SATHISH KUMAR Petitioner(s)

VERSUS

JAYANNA & ORS. Respondent(s)

(FOR I.R. and IA No.90629/2020-EXEMPTION FROM FILING O.T. and IA No.90628/2020-PERMISSION TO FILE PETITION (SLP/TP/WP/..))

Date : 20-11-2020 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ASHOK BHUSHAN
HON'BLE MR. JUSTICE R. SUBHASH REDDY
HON'BLE MR. JUSTICE M.R. SHAH

For Petitioner(s) Mr. Ashish Varma, Adv.
Mr. Randhir Kumar Ojha, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

Permission to file special leave petition is granted.

Leave granted.

The civil appeal stands disposed of in terms of the signed order.

Pending application stands disposed of.

(MEENAKSHI KOHLI)
ASTT. REGISTRAR-cum-PS

(RENU KAPOOR)
COURT MASTER

[Signed order is placed on the file]