

ITEM NO.4

COURT NO.5

SECTION IV-A

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 1950/2020

(Arising out of impugned final judgment and order dated 10-02-2017 in MAC No. 354/2007 19-08-2019 in REVP No. 41/2017 passed by the High Court Of Chhatisgarh At Bilaspur)

ANAND JAYASWAL

Petitioner(s)

VERSUS

REKHA UIKE & ORS.

Respondent(s)

(FOR ADMISSION and Interim Relief and
IA No.15421/2020-CONDONATION OF DELAY IN FILING and
IA No.15422/2020-EXEMPTION FROM FILING O.T.)

Date : 04-02-2020 This petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE R. BANUMATHI
HON'BLE MR. JUSTICE A.S. BOPANNA

For Petitioner(s) Dr. Rajesh Pandey, Adv.
Mr. Mahesh Pandey, Adv.
Ms. Tanuja Manjari Patra, Adv.
Ms. Shweta Mukhandani, Adv.
Ms. Aswathi M.k., AOR

For Respondent(s)

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

Delay condoned.

Being aggrieved by the Order passed by the High Court in Misc. Appeal (C) No.354/2007 (10.02.2017) and Review Petition No. 41/2017 (19.08.2019), the petitioner-owner of the vehicle has filed these special leave petitions.

We have heard Dr. Rajesh Pandey, learned counsel appearing for the petitioner and also perused the impugned order(s) and the materials on record.

Learned counsel for the petitioner has drawn the attention of the Court to Annexure P-6 and Annexure P-7 of the SLP papers which are the order-sheets of learned Additional Motor Accident Claims Tribunal in Execution Case NO.9/2006 as per which the matter has been settled in the Lok Adalat and the claim petition has been disposed of in terms of the compromise.

Learned counsel appearing for the petitioner has submitted that the petitioner who is owner of the vehicle was not represented before the High Court and hence the factum of compromise between the claimants-respondents herein and the owner of the vehicle & the Insurance Company has not been brought to the notice of the High Court.

Learned counsel for the petitioner, therefore, prays to withdraw the special leave petitions with liberty to approach the High Court by way of a review bringing it to the notice of the High Court about the compromise.

The special leave petitions are accordingly disposed of with liberty as prayed for.

Pending applications, if any, shall also stand disposed of.

(MAHABIR SINGH)
AR-cum-PS

(PRADEEP KUMAR)
BRANCH OFFICER