

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION  
CIVIL APPEAL NO.14974 OF 2017  
(@ SLP (C) No.24995 of 2015)

GEETA MALU & ORS.

APPELLANT(S)

VERSUS

SAYEED ALI GULAM ALI

RESPONDENT(S)

O R D E R

Leave granted.

Heard Mr.Raman Gandhi, learned counsel for the appellants.

Despite service of notice, there is no appearance on behalf of the respondent.

Having heard learned counsel for the appellant, we are of the considered opinion that the National Consumer Disputes Redressal Commission, New Delhi (NCDRC) has really not analyzed any aspect and accepted the judgment that was rendered by the State Commission.

On being asked whether the appellant is willing to pay an amount of Rs.10,000/- (Rs.ten thousand) to the respondent as he has spent some time in litigation, learned counsel for the appellants Mr.Gandhi has fairly stated that he may deposit the amount before the District

Consumer Redressal Forum, Aurangabad which can disburse the same in favour of the respondent but the finding recorded by the District Forum as well as the NCDRC should be set aside.

As we have already noted the decision of the NCDRC is not tenable in law, we accordingly set aside the same. That apart, we also overturn the orders passed by the District Consumer Redressal Forum. We further direct the appellants to deposit the amount of Rs.10,000/- (Rs.ten thousand) before District Forum within four weeks hence. The District Forum is directed to disburse the amount in favour of the respondent on proper identification.

The appeal is accordingly disposed of. No order as to costs.

.....CJI.  
(DIPAK MISRA)

.....J.  
(A.M.KHANWILKAR)

.....J.  
(DR.D.Y.CHANDRACHUD)

NEW DELHI,  
SEPTEMBER 18, 2017.

ITEM NO.92

COURT NO.1

SECTION XVII

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

Petition(s) for Special Leave to Appeal (C) No(s). 24995/2015  
(Arising out of impugned final judgment and order dated 18-02-2015  
in RP No.4787/2013 passed by the National Consumers Disputes  
Reddressal Commission, New Delhi)

GEETA MALU . &amp; ORS.

Petitioner(s)

VERSUS

SAYEED ALI GULAM ALI

Respondent(s)

Date : 18-09-2017 This petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE A.M. KHANWILKAR  
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

For Petitioner(s)

Mr.Sunil Satyarthi, Adv.  
Mr.Raman Gandhi, Adv.  
Mr.Sanjay Jain, AOR

For Respondent(s)

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

Leave granted.

The appeal is disposed of in terms of the signed order.

(Ashok Raj Singh)

(Shakti Parkash Sharma)

Court Master

Asstt. Registrar

(Signed Order is placed in the file)