

ITEM NO.11

COURT NO.14

SECTION XI

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 for Special Leave to Appeal (C) No.3599/2019

(Arising out of impugned final judgment and order dated 19-11-2018 in Civil Revision Defective No.80/2018 passed by the High Court of Judicature at Allahabad)

KANWAR PAL SINGH & ANR.

Petitioner(s)

VERSUS

LALA UDAIRAM NIHAL CHAND CHARITABLE TRUST & ORS. Respondent(s)

(FOR ADMISSION and I.R. and IA No.20061/2019-EXEMPTION FROM FILING O.T.)

Date : 18-02-2019 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MS. JUSTICE INDIRA BANERJEE

For Petitioner(s) Mr. Sanjeev Bhatnagar, Adv.
Mr. Shadman Ali, Adv.
Mr. M.K. Verma, Adv.
Mr. Rameshwar Prasad Goyal, AOR

For Respondent(s)

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

The only grievance made is that the revision petition has been dismissed as not maintainable, and rightly so, but the order at Page 35 would come in the way of petitioners and the petitioners would be left without remedy. In both the proceedings, the dismissal was at the threshold without notice to the respondents.

On the conspectus of the aforesaid factual

situation, we are of the view that the petitioners may avail of the remedy as may be available in law and the order passed at page 35 in case No.7769 of 2018 dated 23.10.2018 would not come in the way of the petitioners.

The special leave petition is disposed of in the above terms.

Pending application(s), if any shall stand disposed of.

(POOJA ARORA)
COURT MASTER

(ANITA RANI AHUJA)
COURT MASTER