

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1998 OF 2017
(Arising out of SLP (C) No.1874/2016)

THE STATE OF UTTAR PRADESH

APPELLANT(s)

VERSUS

TAJVEER & ANR.

RESPONDENT(s)

O R D E R

Leave granted.

We find that the High Court should have discussed the matter and ought to have considered facts and circumstances and evidence but that has not been done. The appeal filed by the State Government has been dismissed by laconic, unreasoned order which does not indicate due application of mind.

The impugned order passed by the High Court is set aside and the case is remitted back to the High Court to decide the appeal afresh in accordance with law.

The appeal is disposed of accordingly.

.....J.
(ARUN MISHRA)

.....J.
(MOHAN M.SHANTANAGOUDAR)

NEW DELHI,
NOVEMBER 17, 2017.

ITEM NO.54

COURT NO.10

SECTION II

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 (Crl.) No(s). 1874/2016
(Arising out of impugned final judgment and order dated 02-07-2015
in GA No. 2527/2015 passed by the High Court of Judicature at
Allahabad)

THE STATE OF UTTAR PRADESH

Petitioner(s)

VERSUS

TAJVEER & ANR.

Respondent(s)

Date : 17-11-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE L. NAGESWARA RAO

For Petitioner(s)

Mr.Tanmaya Agarwal, Adv.
Mr.Akshat Kumar, Adv.
Mr.Ravi Prakash Mehrotra, AOR

For Respondent(s)

Dr.Kailash Chand, AOR

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

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

(Ashok Raj Singh)

(Jagdish Chander)

Court Master

Court Master

(Signed Order is placed in the file)