

ITEM NO.54

COURT NO.9

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

Petition(s) for Special Leave to Appeal (C) No(s). 9777/2017

(Arising out of impugned final judgment and order dated 03-02-2017 in IA No. 1/2016 03-02-2017 in RFA No. 756/2003 passed by the High Court Of Karnataka At Bengaluru)

N.C. SEETHALAKSHMI

Petitioner(s)

VERSUS

JAYALAKSHMI

Respondent(s)

Date : 17-08-2018 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN
HON'BLE MS. JUSTICE INDU MALHOTRA

For Petitioner(s) Mr. Kashi Vishweshwar, Adv.
Ms. Manju Jetley, AOR

For Respondent(s) Mr. Ankolekar Gurudatta, AOR

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

The petitioner is before us challenging the order dated 03.02.2017. A copy of the application, being IA No. 1 of 2016, seeking entitlement to refund of alleged advance money was never served upon him. He also stated that after a period of eight months, the matter was suddenly listed without providing any real opportunity for his client to seek instructions.

Having heard learned counsel for the parties, we are of

the view that the Order dated 03.02.2017 be recalled and I.A. be set down for fresh hearing. The High Court will endeavour to take up the matter as expeditiously as possible.

The special leave petition is disposed of accordingly.

Pending applications, if any, shall stand disposed of.

(SHASHI SAREEN)
AR CUM PS

(SAROJ KUMARI GAUR)
BRANCH OFFICER