

SLP(C)No. 11029 OF 2001

ITEM No.35

Court No. 5

SECTION IVB
A/N MATTER

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.11029/2001

(From the judgement and order dated 03/01/2001 in FAO 2920/2000
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

NATIONAL INSURANCE CO. LTD., CHANDIGARH

Petitioner (s)

VERSUS

NICOLLETTA ROHTAGI & ORS.

Respondent (s)

(With prayer for interim relief)

With SLP(C)No.10616/2001,SLP(C)No.17076/2001- (With prayer for
interim relief and office report)

Date : 22/07/2002 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SYED SHAH MOHAMMED QUADRI
HON'BLE MR. JUSTICE S.N. VARIAVA

For Petitioner (s) Mr. Kishore Rawat, Adv.
Mr. M.K. Dua,Adv.

For Respondent (s) Mr. Surya Kant,Adv.

Dr. Meera Agarwal, Adv.
Mr. Ramesh Chandra Mishra, Adv.
Mr. Swarup Singh, Adv.

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

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S.L.P. (C) No.11029 of 2001:@@
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Leave is granted.

Inasmuch two Benches of this Court comprising of two
learned Judges in Rita Devi & Ors. vs. New India Assurance@@
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Co. Ltd. & Anr. (2000 (5) S.C.C. 113) and in United India@@
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Assurance Co. Ltd. vs. Bhushan Sachdeva & Ors. (2002 (2)@@
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S.C.C. 265) have taken a contrary view, we refer this appeal
to a Bench of three learned Judges.

Pending disposal of the appeal, the interim order
shall continue to operate.

S.L.P. (C) Nos.10616/2001 and 17076/2001:@@
CC

Tag the special leave petitions with the appeal
arising out of S.L.P. (C) No. 11029 of 2001.

(T.I. Rajput)
Court Master

(Kanwal Singh)
Court Master