

W.P. No. 7426 of 2001(M/S)

(Old No. 22672 of 1996)

Hon'ble P.C. Pant, J.

Heard learned counsel
for the parties.

In view of averment
made in para 3 of
supplementary counter affidavit
dated 30.10.2004 submitted by
respondent No. 2, It is clear that
the Misc. Case No. 02 of 1995
has already been finally
decided on 27.07.1996.

It is admitted to the
parties that this writ petition
was filed challenging one of the
issues relating to valuation etc.
in said case. As such, in view
of the fact that the case in
question itself has been finally
decided, this petition appears to
be infructuous. Therefore,
without prejudice to the rights
of the parties in the suit
proceedings, this petition is
dismissed as infructuous.

(P.C. Pant, J.)

Dt. 30-11-2004

HN