

SUPREME
COURT
CASES

1973

VOL. I

D935.1
I391*1973 I

THE SUPREME COURT CASES

79

1973
Volume 1

P952

Mode of Citation
(1973) 1 S C C

华东政法大学图书馆



04012366

EASTERN BOOK COMPANY
LAW PUBLISHERS AND BOOKSELLERS
34, LALBAGH, LUCKNOW-226001

华东政法学院
馆藏书

Editorial Board

A. K. SEN, M. P., Senior Advocate, Supreme Court (Formerly Law Minister, Government of India).

SARJOO PRASAD, Senior Advocate, Supreme Court (Retd. Chief Justice, Assam and Rajasthan High Courts).

Dr. C. B. AGARWALA, Senior Advocate, Supreme Court (Retd. High Court Judge, ex-Vice-Chancellor, Agra University).

A. N. MULLA, Senior Advocate, Supreme Court (Retd. High Court Judge).

V. G. RAMACHANDRAN, M.A., B.L., (Honorary Editor)

Editors

SURENDRA MALIK, B. Sc. (HONS.), LL.M (COLUMBIA), Advocate, Supreme Court.

P. L. MALIK

Reporter

M. S. NARASIMHAN, B.Sc., B. L., Advocate, Supreme Court.

All Rights Reserved by the Publishers inclusive of Copyright © to Short-notes and Head-notes

PUBLISHED BY P. L. MALIK FOR EASTERN BOOK CO., 34, LALBAUGH, LUCKNOW—1
AND PRINTED AT, SKYLARK PRINTERS, 11355, ID-GAH ROAD, NEW DELHI-110055

Justices of the Supreme Court of India

*Date on which
sworn in*

CHIEF JUSTICES

- | | | | |
|----|-------------------------|-----|---------------------------------|
| 1. | Hon'ble Mr. S. M. Sikri | ... | 22-1-71
(Retired on 25-4-73) |
| 2. | „ Mr. A. N. Ray | ... | 26-4-73 |

ASSOCIATE JUSTICES

- | | | | |
|-----|--|-----|---|
| 1. | Hon'ble Mr. J. M. Shelat | ... | 24-2-66
(Resigned on 30-4-73) |
| 2. | „ Mr. C. A. Vaidialingam (<i>ad hoc</i>) | ... | 23-10-72
(Retired on 4-5-73) |
| 3. | „ Mr. K. S. Hegde | ... | 17-7-67
(Resigned on 30-4-73) |
| 4. | „ Mr. A. N. Grover | ... | 12-2-68
(Resigned on 31-5-73) |
| 5. | „ Mr. A. N. Ray | ... | 1-8-69
(Elevated as Chief Justice
on 26-4-73) |
| 6. | „ Mr. P. Jaganmohan Reddy | ... | 1-8-69 |
| 7. | „ Mr. I. D. Dua (<i>ad hoc</i>) | ... | 4-10-72
(Retired on 4-5-73) |
| 8. | „ Mr. D. G. Palekar | ... | 19-7-71 |
| 9. | „ Mr. H. R. Khanna | ... | 22-9-71 |
| 10. | „ Mr. K. K. Mathew | ... | 4-10-71 |
| 11. | „ Mr. M. H. Beg | ... | 10-12-71 |
| 12. | „ Mr. S. N. Dwivedi | ... | 14-8-72 |
| 13. | „ Mr. A. K. Mukherjea | ... | 14-8-72 |
| 14. | „ Mr. Y. V. Chandrachud | ... | 28-8-72 |
| 15. | „ Mr. A. Alagiriswami | ... | 17-10-72 |

ATTORNEY GENERAL

Mr. Niren De

SOLICITOR GENERAL

Mr. Lal Narain Sinha

ADDITIONAL SOLICITOR GENERAL

Mr. Nariman

REGISTRAR

Mr. M. P. Saxena

Table of cases reported

	<i>Page</i>
A. C. Sharma <i>v.</i> Delhi Administration	726
Abdul Aziz <i>v.</i> District Magistrate	301
— Kadar Mamadji; Bai Hiragauri...	799
Abdus Samad <i>v.</i> State of W. B.	451
Agra Nagar Mahapalika; Lala Bishambhar Nath	788
Akshoy Konai <i>v.</i> State of W. B.	297
Allenbury Engineers Pvt. Ltd. <i>v.</i> Ramkrishna Dalmia	7
Amar Chand Inani <i>v.</i> Union of India	115
Anant R. Deshpande; Laxmi & Co.	37
B. Venkateswararao Naidu <i>v.</i> Union of India	361
Babul Mitra <i>v.</i> State of W. B.	393
Bai Hiragauri <i>v.</i> Abdul Kadar Mamadji	799
Baidyanath Panjiar; Shreewant Kumar Choudhary	95
Bajwa <i>v.</i> State of U. P.	714
Balai Chandra Mondal <i>v.</i> Indurekha Debi	284
Bar Council of U. P. <i>v.</i> State of U. P.	261
Baradakanta Mishra <i>v.</i> Bhimsen Dixit	446
Basanta Kumar Das; State of Assam	461
Banwari Lal <i>v.</i> Sukhdarshan Dayal	294
Bhagwandas Narandas, Patel; Shamlal Batra	175
Bhai Anand Singh; Madan Lal	84
Bhimsen Dixit; Baradakanta Mishra	446
Bhubneshwar Mandal <i>v.</i> State of Bihar	303
Brij Gopal Mathur <i>v.</i> Kishan Gopal Mathur	635
— Kishore Prasad Singh <i>v.</i> Jaleshwar Prasad Singh	672
Cecelia Kom Francis Tellis; Sirsi Municipality...	409
Chowringhee Sales Bureau <i>v.</i> C. I. T.	46
City Improvement of Trust Board; Venkatamma	188
C. I. T.; Chowringhee Sales Bureau (P) Ltd.	46
— — —; T. S. Krishna	69
— — — <i>v.</i> Vegetables Products Ltd.	442
Commr. of Police, Ahmedabad; Himat Lal K. Shah	227
— Sahibganj Municipality; Union of India	676
D. Rajiah Raj <i>v.</i> Union of India	61
D. K. Guha; Ramanlal Bhogilal Shah	696
Delhi Administration; A. C. Sharma	726
— —; Mohinder Singh	498
— —; Santokh Singh	659
Deo Narain <i>v.</i> State of U. P.	347
Devendra Doss; Digya Darshan Rajendra Ram Doss	14
Dharma Rama Bhagare <i>v.</i> State of Maharashtra	537
Digya Darshan Rajendra Ram Doss <i>v.</i> Devendra Doss	14
Director of Industries and Commerce <i>v.</i> V. Venkata Reddy	99
District Magistrate; Madan Gopal Agarwal	89
— —; Abdul Aziz	301
— —; Gopal Dass Sharma	159

	<i>Page</i>
Dwarka Prasad Singh <i>v.</i> Harikant Prasad Singh	179
Dy. Commissioner, Bhandara ; Pannalal	639
Dy. Commissioner of Police ; Pandharinath Shridhar Rangnekar	372
Dy. Custodian General, Evacuee Property ; Fatima Bi	742
Dy. Registrar, Co-operative Societies ; Veerpal Singh	593
Faqir Chand <i>v.</i> Ram Rattan Bhanot	572
Fatima Bi <i>v.</i> Dy. Custodian General, Evacuee Property	742
Firestone Tyre & Rubber Co. of India ; Workmen	813
Fonseca (P) Ltd. <i>v.</i> L. C. Gupta	480
Ganesh Kulkarni ; Nagpur Improvement Trust, Nagpur	510
Gauhati University ; G. C. College, Silchar, Assam	192
G. C. College, Silchar, Assam <i>v.</i> Gauhati University	192
Gajraj Singh <i>v.</i> State of M. P.	793
Ghanshyam Das Srivastava <i>v.</i> State of M. P.	656
Gobardhan Dass Kailash Nath ; State of M. P.	668
Gopal Dass Sharma <i>v.</i> District Magistrate	159
Gopalan Nair <i>v.</i> State of Kerala	469
Gulam Abbas <i>v.</i> Haji Kayyum Ali	1
Haji Kayyum Ali ; Gulam Abbas	1
Hari Chand Madan Gopal <i>v.</i> State of Punjab	204
Harikant Prasad Singh ; Dwarka Prasad Singh	179
Himat Lal K. Shah <i>v.</i> Commr. of Police, Ahmedabad	227
Hindustan Steel Ltd. <i>v.</i> Kalyani Banerjee	273
Hira Nath Mishra <i>v.</i> Principal, Rajendra Medical College, Ranchi	805
Hiralal Rattanlal <i>v.</i> State of U. P.	216
I. T. O. ; Raza Textiles Ltd.	633
Iftikhar Khan ; State of U. P.	512
Indurekha Debi ; Balai Chandra Mondal	284
Jacob A. Chakramakkal ; Rosy Jacob	840
Jagmohan Singh <i>v.</i> State of U. P.	20
Jagdish Narain Maltiar <i>v.</i> State of Bihar	811
Jai Jai Ram ; Kailash Rai	527
Jaisingh Morarji <i>v.</i> Sovani Pvt. Ltd.	197
Jaleshwar Prasad Singh ; Brij Kishore Prasad Singh	672
Janardhanan Pillai ; Kaliamma	644
Janki Prasad Parimoo <i>v.</i> State of J. and K.	420
Jasjit Singh, Collector of Customs ; V. V. Iyer of Bombay	148
K. G. Jagannath ; State of Mysore	736
K. K. Chari <i>v.</i> R. M. Seshadri	761
K. P. Joseph ; Union of India	194
K. R. Erry ; State of Punjab	120
Kadiyala Venkatasubbiah ; Sarupuri Narayanamma	801
Kailash Rai <i>v.</i> Jai Jai Ram	527
Kaliamma <i>v.</i> Janardhanan Pillai	644
Kailash Nath Agarwal ; State of U. P.	751
Kalyani Banerjee ; Hindustan Steel Ltd.	273
Kapoor Nilokheri Co-operative Dairy Farm Society Ltd. <i>v.</i> Union of India	708
Keshav Mills Co. Ltd. <i>v.</i> Union of India	380
Kishan Gopal Mathur ; Brij Gopal Mathur	635
Krishnamurthi & Co. <i>v.</i> State of Madras	75
L. C. Gupta ; Fonseca (P) Ltd.	480
Lala Bishambar Nath <i>v.</i> Agra Nagar Mahapalika	788
Land Acquisition Officer, Sagar ; Ramachandraiah	352

	<i>Page</i>
Laxmi & Co. v. Anant R. Deshpande	37
Madan Gopal Agarwal v. District Magistrate	89
Madan Lal v. Bhai Anand Singh	84
Madho Ram v. State of U. P.	533
Mamta v. Patiraji	665
Mantu Chalak v. State of W. B.	370
Masood Alam v. Union of India	551
Modi Industries Ltd. ; Union of India	781
Mohinder Singh v. Delhi Administration	498
Madurai South India Corpn. (P) Ltd. ; State of T. N.	65
Mustaq Ahmed Mohmed Hussain v. State of Gujarat	702
Mysore Revenue Appellate Tribunal ; S. Abdul Khader Saheb	357
Nagin Chand ; Shadi Lal	185
Nagpur Improvement Trust v. Ganesh Kulkarni	510
Nagpur Improvement Trust v. Vithal Rao	500
Narbada ; Ram Dayal	569
Narindrajit Singh v. State of U. P.	157
Naubat Rai Ahluwalia ; Phool Rani	688
Neptune Assurance Co. v. Union of India	310
New Delhi Municipal Committee ; Punjab National Bank	579
Official Liquidator, Supreme Bank Ltd. v. P. A. Tendolkar	602
Om Prakash Mehta ; State of Assam	584
Oriental Mercantile Agency v. Presiding Officer	287
P. Phillip ; Sesamma Phillip	405
P. A. Tendolkar ; Official Liquidator, Supreme Bank Ltd.	602
Pannalal v. Dy. Commissioner, Bhandara	639
Pandharinath Shridhar Rangnekar v. Dy. Commr. of Police	372
Panipat Co-operative Sugar Mills v. Union of India	129
Parekh Amrutlal Harilal ; Thakker Keshavlal Mohanlal	631
Patel India (P) Ltd. v. Union of India	745
Patiraji v. Mamta	665
Phool Rani v. Naubat Rai Ahluwalia	688
Pramilabai ; Umakant Vishnu Junnarkar	152
Presiding Officer ; Management of Oriental Mercantile Agency	287
Principal, Rajendra Medical College Ranchi ; Hira Nath Mishra	805
Punjab National Bank v. New Delhi Municipal Committee	579
Purshottam Lal v. Union of India	651
R. M. Malkani v. State of Maharashtra	471
R. M. Seshadri ; K. K. Chari	761
Raghunath v. State of U. P.	564
Raja Ram ; State of Haryana	544
Rajkumar Devindra Singh v. State of Punjab	51
Ram Dayal v. Narbada	569
— Krishna Bedu Rane v. State of Maharashtra	366
— Mehar ; Union of India	109
— Rattan Bhanot ; Faqir Chand	572
Ramachandraiah v. Land Acquisition Officer, Sagar	352
Ramanlal Bhogilal Shah v. D. K. Guha	696
Rameshwar v. State of U. P.	497
Ramkrishna Dalmia ; Allenbury Engineers (P) Ltd.	7
Rampur Distillery and Chemical Co. Ltd. ; Union of India	649
Raza Textiles Ltd. v. I. T. O.	633
Registrar, Co-operative Societies, U. P. ; Veerpal Singh	456
Rita Kumar v. Union of India	454

	<i>Page</i>
Rosy Jacob <i>v.</i> Jacob A. Chakramakkal	840
S. Abdul Khader Saheb <i>v.</i> Mysore Revenue Appellate Tribunal	357
Sahaj Ram <i>v.</i> State of U. P.	490
Saktu <i>v.</i> State of U. P.	202
Santokh Singh <i>v.</i> Delhi Administration	659
Sardarmal Lalwani <i>v.</i> State of M. P.	599
Sarupuri Narayanamma <i>v.</i> Kadiyala Venkatasubbaiah	801
Secretary, Government of Madras <i>v.</i> Zenith Lamp and Electrical Ltd.	162
Sesamma Phillip <i>v.</i> P. Phillip	405
Shadi Lal <i>v.</i> Nagin Chand	185
— — Gupta <i>v.</i> State of Punjab	680
Shambhu Nath Sarkar <i>v.</i> State of W. B.	856
Shamlal Batra <i>v.</i> Bhagwandas Narandas Patel	175
Sheoanam Prasad; Sumat Prasad Jain	56
Shreewant Kumar Choudhary <i>v.</i> Baidyanath Panjari	95
Shri Ram Mehar; Union of India	109
Sovani (P) Ltd.; Jaisingh Morarji	197
Sirsi Municipality <i>v.</i> Cecelia Kom Francis Tellis	409
State of Assam <i>v.</i> Basanta Kumar Das	461
— — — <i>v.</i> Om Prakash Mehta	584
— — Bihar; Bhubneshwar Mandal	303
— — —; Jagdish Narain Maltiar	811
— — —; Umakant Saran	485
— — Gujarat; Mustaq Ahmed Mohamed Hussain	702
— — Haryana <i>v.</i> Raja Ram	544
— — J. and K.; Janki Prasad Parimoo	420
— — Kerala; Gopalan Nair	469
— — M. P.; Gajraj Singh	793
— — —; Ghanshyam Das Shrivastava	656
— — — <i>v.</i> Gobardhan Dass Kailash Nath	668
— — —; Sardarmal Lalwani	599
— — Madras; Krishnamurthi & Co.	75
— — Maharashtra; Dharma Rama Bhagare	537
— — —; R. M. Malkani	471
— — —; Ram Krishna Bedu Rane	366
— — Mysore <i>v.</i> K. G. Jagannath	736
— — Punjab; Hari Chand Madan Gopal	204
— — — <i>v.</i> K. R. Erry	120
— — —; Shadi Lal Gupta	680
— — —; Rajkumar Devindra Singh	51
— — Tamil Nadu <i>v.</i> Madurai South India Corporation (P) Ltd.	65
— — —; T. Govindaraja Mudaliar	336
— — U. P.; Bajwa	714
— — —; Bar Council of U. P.	261
— — —; Deo Narain	347
— — —; Hiralal Rattanlal	216
— — — <i>v.</i> Iftikhar Khan	512
— — —; Jagmohan Singh	20
— — — <i>v.</i> Kailash Nath Agarwal	751
— — —; Madho Ram	533
— — —; Narindrajit Singh	157
— — —; Raghunath	564
— — —; Rameshwar	497
— — —; Sahaj Ram	490

	<i>Page</i>
State of U. P. ; Saktu	202
— — — — ; Uttar Pradesh Co-operative Federation	398
— — — — W. B. ; Abdus Samad	451
— — — — ; Akshoy Konai	297
— — — — ; Babul Mitra	393
— — — — ; Mantu Chalak	370
— — — — ; Shambhu Nath Sarkar	856
Sukhdarshan Dayal ; Banwari Lal	294
Sumat Prasad Jain v. Sheojanam Prasad	56
T. Govindaraja Mudaliar v. State of T. N.	336
T. S. Krishna v. C. I. T.	69
Thakker Keshavlal Mohanlal v. Parekh Amrutlal Harilal	631
U. P. Co-operative Federation v. State of U. P.	398
U. P. Electricity Board ; Upper Ganges Valley Electricity Supply Co. Ltd.	254
Umakant Saran v. State of Bihar	485
Umakant Vishnu Junnarkar v. Pramilabai	152
Union of India ; Amar Chand Inani	115
— — — ; B. Venkateswararao Naidu	361
— — — v. Commr. of Sahibganj Municipality	676
— — — ; D. Rajiah Raj	61
— — — v. K. P. Joseph	194
— — — ; Kapoor Nilokheri Co operative Dairy Farm Society. Ltd.	708
— — — ; Keshav Mills Co. Ltd.	380
— — — ; Masood Alam	551
— — — v. Modi Industries Ltd.	781
— — — ; Neptune Assurance Co.	310
— — — ; Panipat Co-operative Sugar Mills	129
— — — ; Patel India (P) Ltd.	745
— — — ; Purihottam Lal	651
— — — v. Ram Mehar	109
— — — v. Rampur Distillery and Chemical Co. Ltd.	649
— — — ; Rita Kumar	454
Upper Ganges Valley Electricity Supply Co. Ltd. v. U. P. Electricity Board	254
V. Venkata Reddy ; Director of Industries and Commerce...	99
V. V. Iyer of Bombay v. Jasjit Singh, Collector of Customs	148
Veerpall Singh v. Dy. Registrar, Co-operative Societies Meerut	593
— — v. Registrar, Co-operative Societies, U. P.	456
Vegetables Products Ltd. ; C. I. T.	442
Venkatamma v. City Improvement of Trust Board	188
Vithal Rao ; Nagpur Improvement Trust	500
Workmen v. Firestone Tyre and Rubber Co. of India	813
Zenith Lamp and Electrical Ltd. ; Secretary, Government of Madras	162



Table of cases cited

(The first page number refers to citation of case in which cited
and the second page where cited)

	Pages
A. F. Peiris v. State of Madras, AIR 1954 SC 616, 620, RELIED ON ..	751, 757
A. K. Kraipak v. Union of India, (1969) 2 SCC 262, RELIED ON ..	89, 93, 120, 127
A. Sanjeevi Naidu v. State of Madras, (1970)3 SCR 505, REFERRED ..	336, 339
A. V. S. Narasimha Rao v. State of A. P., (1969)1 SCC 839, RELIED ON ..	99, 101
Abbasbhai v. Gulamnabi, (1964)5 SCR 157, RELIED ON ..	799, 801
Abdul Halim v. State of W. B., AIR 1961 Cal 257, INAPPLICABLE ..	726, 731
— Kafoor v. Abdul Razak, AIR 1959 Mad 131, OVERRULED ..	1, 3
Action Borough Council v. West Middlesex Assessment Committee, (1949)2 KB 10, DISTINGUISHED ..	7, 12
Akadashi Padhan v. State of Orissa, 1963 Supp 2 SCR 691, RELIED ON ..	336, 343
Allen Berry and Co. v. Union of India, (1971)1 SCC 295, RELIED ON ..	259
Amar Nath Bihari v. Jai Dayal Puri, (1971)7 DLJ 363, REFERRED ..	668, 694
Ambalal M. Shah v. Hathri Singh Manufacturing Co. Ltd., (1962) 3 SCR 171, RELIED ON ..	380, 389
Amiya Kumar Karmakar v. State of W. B., (1972) 2 SCC 672, RELIED ON ..	393, 396
Anand Nivas (P) Ltd. v. Anandji, (1964)4 SCR 892, RELIED ON ..	197, 201
Ananta Mukhi v. State of West Bengal, (1972)1 SCC 580, DISTINGUISHED ..	297, 300
Andhra Pradesh v. N. Venugopal, (1964) 3 SCR 742, RELIED ON ..	726, 735
Annasami Pillai v. Ramakrishna Mudaliar, ILR 28 Mad 219, FOLLOWED ..	14, 18
Arjun Singh v. Mohindra Kumar, (1964)5 SCR 946, REFERRED ..	115, 119
Arnold Rodricks v. State of Maharashtra, (1966)3 SCR 885, RELIED ON ..	118, 192
Arun Ghosh v. State of W. B. (1970)3 SCR 288, RELIED ON ..	393, 396
Asa Beevi v. Karuppan, ILR (1918)41 Mad 365, DISSENTED ..	1, 4
Assam v. Premadhar, (1970)2 SCC 211, 214, RELIED ON ..	461, 466
Assistant Commissioner of Urban Land Tax v. Buckingham and Carnatic Co., (1969)2 SCC 55, RELIED ON ..	75, 81
Azeez Basha v. Union of India, (1968)1 SCR 833, REFERRED ..	551, 563
B. D. Gupta v. State of Haryana, (1973)3 SCC 149, REFERRED ..	680, 681
B. H. Aswathmarayan Singh v. State of Mysore, (1966)1 SCR 87, DISTINGUISHED ..	257
B. M. Ramaswamy v. B. M. Krishnamurthy, (1963)3 SCR 479, 486-7, CONSIDERED ..	95, 97
B. N. Misra v. State, (1965)1 SCR 693, RELIED ON ..	461, 467
B. Surinder Singh Kanda v. Government Federation of Malaya, 1962 AC 322, DISTINGUISHED ..	680, 688
Babu Ram Sharma v. Pal Singh, 1959 PLR 33, REFERRED ..	761, 778
— Shilving Dombé v. Divisional Magistrate, 71 Bom LR 79, REFERRED ..	372, 373
Babulal Parate v. State of Maharashtra, (1961)3 SCR 423, FOLLOWED ..	227, 239
Bahadur Singh v. Muni Subrat Dass, (1969)2 SCR 432, DISTINGUISHED ..	761, 770
Balammal v. State of Madras, (1969)1 SCR 90, FOLLOWED ..	500, 508
Banarsi Das Bhanot v. State of M. P., 1959 SCR 427, RELIED ON ..	216, 226
Barber v. Manchester Hospital Board, (1958)1 All ER 322, REFERRED ..	409, 415
— v. Pigden, (1937)1 All ER 115, APPLIED ..	813, 838
Barendra Kumar Ghose v. King Emperor, 85 IC 47, RELIED ON ..	512, 524
Barton v. Fincham, (1921) 2 KB 291 at 298, REFERRED ..	761, 778
Batahari Jena v. State of Orissa, (1971)2 SCC 232, FOLLOWED ..	361, 364
Beatty v. Gillbanks, (1882)9 QBD 308, REFERRED ..	227, 245
Bhaban Sahu v. King, 76 IA 147, REFERRED ..	714, 725
Bhagubabhai Dullabhai Bhandari v. District Magistrate, Thana, 1956 SCR 533 RELIED ON ..	372, 374
Bhanwar Singh v. State of Rajasthan, (1969)3 SCC 763, RELIED ON ..	702, 707
Bharat Kumar Chinubhai v. Union of India, W. P. No. 560 of 1969: Judg- ment delivered on Feb. 10, 1970, REFERRED ..	380, 385
Sugar Mills Ltd. v. Jai Singh, (1962)3 SCR 684, 690, REFERRED ..	813, 823

	<i>Pages</i>
Bhikaji Narain Dhakras <i>v.</i> State of M. P., (1955)2 SCR 589, REFERRED ..	336, 341
Bhramarbar Santra <i>v.</i> State of Orissa, ILR 1970 Cut 54, REFERRED ..	446, 448
Bhubneshwar Mandal <i>v.</i> State of Bihar, (1973)1 SCG 303, REFERRED ..	714, 721
Bidam <i>v.</i> Baldurn, 1964 AC 40, 65, FOLLOWED ..	409, 419
Bihar Co-operative Marketing Union Ltd. <i>v.</i> Bank of Bihar, (1967)1 SCR 848, FOLLOWED ..	216, 224
Bihar Mines Ltd. <i>v.</i> Union of India, (1967)1 SCR 707, FOLLOWED ..	273, 278
Bijili Cotton Mills <i>v.</i> Industrial Tribunal II, (1972)1 SCC 840, 846, RELIED ON ..	461, 468
Bimla Prasad Mukerji <i>v.</i> Lal Moni Devi, AIR 1926 Cal 355, RELIED ON ..	115, 118
Birla Brothers Ltd. <i>v.</i> Modak, ILR (1948) 11 Cal 209, APPLIED ..	813, 839
Board of Education <i>v.</i> Rice, 1911 AC 179, CONSIDERED ..	805, 809
— — High School and Intermediate Education U. P. <i>v.</i> Ghanshyam Das Gupta, 1962 Supp 3 SCR 36, RELIED ON ..	120, 126
Borjahan Gorey <i>v.</i> State of W. B., (1972)2 SCC 550, RELIED ON ..	551, 555
British Columbia <i>v.</i> Esquimalt and Nanaimo Rly. Co., (1950) AC 87, DISTINGUISHED ..	162, 172
Buckingham and Carnatic Co. Ltd. <i>v.</i> Madras Labour Union, 1952 Lab AC 490, REFERRED ..	813, 822
Budhan Choudhry <i>v.</i> State of Bihar, (1955)1 SCR 1045, RELIED ON ..	20, 35
— Singh <i>v.</i> Nabi Bux, (1969)2 SCC 481, 486, RELIED ON ..	527, 531
Burden <i>v.</i> Rigler, (1911)1 KB 337, REFERRED ..	227, 246
Burmah Shell Oil Storage and Distributing Company of India <i>v.</i> State of Madras, (1968)21 STC 227, RELIED ON ..	75, 77
Byrne <i>v.</i> Kinematograph Renters Society Ltd., (1968)2 All ER 579, CONSIDERED ..	805, 810
— — — REFERRED ..	680, 687
C. I. T. <i>v.</i> Bipinchandra Maganlal and Co., (1961)2 SCR 493, FOLLOWED ..	216, 224
— — — <i>v.</i> Hindustan Industrial Corpn., (1972)86 ITR 657 (Delhi), OVERRULED ..	442, 444
C. Mackertich <i>v.</i> Steuart & Co. Ltd., AIR 1970 SC 839, RELIED ON ..	7, 10
C. S. S. Motor Service <i>v.</i> State of Madras, AIR 1953 Mad 279, RELIED ON ..	227, 237
Calcutta Dock Labour Board <i>v.</i> Jaffar Imam, (1965)3 SCR 453, REFERRED ..	409, 415
Calcutta Electric Supply Corporation <i>v.</i> C. W. T., (1972)3 SCC 222, RELIED ON ..	254, 259
Central Bank of India Ltd. <i>v.</i> Hartford Fire Insurance Co., AIR 1965 SC 1288, RELIED ON ..	579, 583
— Provinces Syndicate <i>v.</i> C. I. T., AIR 1962 Bom 106, CRITICISED ..	162, 174
Century Spinning & Mfg. Co. Ltd. <i>v.</i> Ulhasnagar Municipal Council, (1970)1 SCC 582, REFERRED ..	204, 213
Chandu Sajan Patil <i>v.</i> Nyahalachand, AIR 1950 Bom 192, RELIED ON ..	227, 238
— — — REFERRED ..	227, 246
Chhotabhai Jethabhai Patel and Co. <i>v.</i> Union of India, 1962 Supp 2 SCR 1, FOLLOWED ..	216, 222
Chief Commissioner <i>v.</i> Radhey Shyam Dani, 1957 SCR 68, CONSIDERED ..	95, 97
Chinna Krishna Moorthy <i>v.</i> State of Orissa, (1964)7 SCR 185, RELIED ON ..	75, 82
Collector of Akola <i>v.</i> Ramchandra, (1968)1 SCR 401, DISTINGUISHED ..	89, 93
— of Customs <i>v.</i> K. Ganga Shetty, (1963)2 SCR 277, REFERRED ..	148, 151
— of Madura <i>v.</i> Moottoo Ramalinga Sathupathy, (1868)12 MIA 397, 436, APPROVED ..	644, 646
Cooper <i>v.</i> Board of Works for Wandsworth District, (1863)14 CNS 180, FOLLOWED ..	409, 419
— — — RELIED ON ..	120, 127
Corporation of Calcutta <i>v.</i> Governors of St. Thomas School, Calcutta, AIR 1949 FC 121, FOLLOWED ..	676, 679
Court Davis <i>v.</i> Massachusetts, (1897)167 US. 43, REFERRED ..	227, 247
Cox <i>v.</i> Louisiana, 13 L ED 471, RELIED ON ..	227, 240
D. M. Thippeswamy <i>v.</i> Mysore Appellate Tribunal, AIR 1972 SC 1674, APPLIED ..	357, 358
Dal Singh <i>v.</i> King Emperor, AIR 1917 PC 25, DISTINGUISHED ..	490, 496
Danby and Sons Ltd. <i>v.</i> Minister of Health, (1936)1 KB 337, REFERRED ..	380, 392
Dand Ahmad <i>v.</i> District Magistrate, (1972)1 SCC 655, RELIED ON ..	89, 93
De Morgan <i>v.</i> Metropolitan Board of Works, (1973)1 SCC 227, 245, REFERRED ..	227, 245
— Verteuil <i>v.</i> Knaggs, 1918 AC 557, REFERRED ..	680, 687
Delhi Cloth and General Mills <i>v.</i> Ludh Budh Singh, (1972)1 SCC 595, REFERRED ..	813, 827
Deokindan Prasad <i>v.</i> State of Bihar, (1971)2 SCC 330, RELIED ON ..	120, 123
Dhan Devi <i>v.</i> Bakshi Ram, AIR 1969 Punj & Har 270, DISTINGUISHED ..	688, 694
Dhanuantraï Desai <i>v.</i> State of Maharashtra, 1963 Supp 1 SCR 485, 496-97, RELIED ON ..	366, 368

Dosa Satyanarayanamurthy v. A. P. State Road Transport Corporation, (1961)1 SCR 642, REFERRED	336, 346
Dover v. Cory, 1901 AC 477, REFERRED	602, 619
Durga Prasad v. Banaras Bank Ltd., (1964)1 SCR 475, RELIED ON	461, 468
— — Chamarla v. Sewkishendas Bhattar, 52 Bom LR 171, APPROVED	708, 713
AIR 1949 PC 334, DISTINGUISHED	254, 260
Dwarka Das Bhatia v. State of J & K, 1956 SCR 948, INAPPLICABLE	351, 563
Eachappasubrao v. Shidappa Venkatrao, AIR 1918 PC 588, DISTINGUISHED	162, 172
East India Electric Supply v. S. C. Dutta Gupta, 59 CWN 162, REFERRED	336, 346
Emperor v. Dalayabhai Chakasha, (1904)6 Bom LR 513, REFERRED	56, 59
— v. Kushal Pal Singh, ILR 1953 All 804, EXPLAINED & DISTINGUISHED	564, 565
Erlanger v. New Sombrero Phosphate Co., (1878)3 App Cas 1218 REFERRED	602, 614
Ethirajulu Naidu v. Ranganathan Chetty, AIR 1945 PC 77, DISTINGUISHED	84, 87
Ex parte Lewis, 1888 LR 21, REFERRED	227, 224
— — Norris, 17 QBD 728, LIMITED	579, 583
— — Peru, (1943)318 US 578, RELIED ON	569, 571
Executive Committee, U. P. v. Chandra Kiran Tyagi, State Warehousing Corpn. Ltd., (1970)2 SCR 250, DISTINGUISHED	409, 414
DOUBTED	409, 418
Express Newspapers v. Union of India, 1959 SCR 120, REFERRED	227, 248,
	659, 664
Ferozi Lal Jain v. Man Mal, (1970)3 SCC 181, REFERRED	761, 772,
DISTINGUISHED	761, 775
G. V. Subramanyam v. State of A. P., (1970)1 SCC 235, REFERRED	347, 350
Garikapatti Veeraya v. N. Subbiah Choudhury, 1957 SCR 488, APPLIED	813, 837
Ghulam Jilani v. Muhammad Hassan, 29 IA 51, APPROVED	708, 813
Gill v. Garson, (1917)2 KB 674, REFERRED	227, 244
Girdhari v. Raghubir Singh, 1958 ALJ 183 (Rev.), APPROVED	665, 667
Gopal Ganesh Abhyankar v. Ramchandra Sadashiv Sahasrebudha, ILR 26 Bom 597, REFERRED	602, 615
Gopinath and Gangaram v. State of Maharashtra, (1970)3 SCC 627, REFERRED	714, 724
Gourishankar v. Ibrahim Ali, AIR 1929 Nag 298, CONSIDERED	179
Greer v. Kettle Re Parent Trust & Finance Co., (1937)4 All ER 397, REFERRED	14, 18
Gullapalli Nageswara Rao v. A. P. State Transport Corporation, 1959 Supp 1 SCR 319, REFERRED	336, 341
Gurbachan Singh v. State of Bombay, 1952 SCR 737, REFERRED	372, 376
Gurcharan Singh v. State of Haryana, (1972)2 SCC 742, RELIED ON	533, 536
H. N. Rishabud and Inder Singh v. State of Delhi, (1955)1 SCR 1150, RELIED ON	726, 735
H. P. Administration v. Om Prakash, (1972) 1 SCC 249, RELIED ON	512, 518
Habeeb Mohammed v. State of Hyderabad, 1954 SCR 475, RELIED ON	490, 495,
	512, 520,
Hadibandhu Das v. District Magistrate. (1969) 1 SCR 227, REFERRED	551, 558
Hague v. C. I. O., 307 US 496, REFERRED	227, 247
Harachand Succaram Gandhi v. G. I. P. Ry. Co., AIR 1928 Bom 421, RELIED ON	115, 118
Harbans Singh v. State of Punjab, 1962 Supp 1 SCR 104, RELIED ON	714, 722
Hari Khemu Gawali v. Deputy Commr. of Police, 1956 SCR 506, RELIED ON	372, 377
Harrison v. Duke of Rutland, (1893) 1 QB 142, REFERRED	227, 246
Hiralal Vallabhram v. Kasturbhai Lalbhai, (1967) 3 SCR 343, DISTINGUISHED	631, 632
Hodgkinson v. Fernie, (1857) 3 CB (NS) 189, APPROVED	254, 257
Hurmoot-Col-Nisa Begum v. Allahadia Khan, (1871)17 WRPC 108, REFERRED	1, 5
Importers and Manufacturers Ltd. v. Pheroze Frameroze Taraporewala, 1953 SCR 226, REFERRED	631, 632
In Re Athumney; Ex parte Wilson, (1898)2 QB 547, APPLIED	813, 839
— — Benham & Co., (1883) 25 Ch D 752, REFERRED	602, 619
— — British Guardian Life Assurance Company, (1880)14 Ch D 335, REFERRED	602, 613
— — City Equitable Life Insurance Co., 1925 Ch 407, 427, REFERRED	602, 618
— — East of England Bank—Feltem's Executors case, (1865)1 EC 219, REFERRED	602, 613
— — H. K. (an Infant), (1967)2 QB 617, RELIED ON	120, 126,
	380, 387
— — Peedan Juharmal Bank Ltd., AIR 1958 Mad 583, REFERRED	602, 613
— — Powell's Trade Mark, (1893)10 RPC 200, REFERRED	51, 59
— — Sharne, (1892)1 Ch 154, REFERRED	602, 614
— — United English and Scottish Assurance Company—part Hawkings, (1867)3 Ch D 787, 791, REFERRED	602, 613

Indian Airlines Corpn. v. Sukhdeo Rai, (1971)2 SCC 192, DISTINGUISHED	409, 414
FOLLOWED	409, 418
— Aluminium Co. v. C. I. T., (1972)2 SCC 150, DISTINGUISED	69, 71
— Iron and Steel Co. Ltd. v. Workmen, 1958 SCR 667, REFERRED	813, 819
Indra Singh Trust v. C. I. T., (1971)3 SCC 364, 365, RELIED ON	461, 467
J. K. Jute Mills v. State of U. P., (1962)2 SCR 1, FOLLOWED	216, 222
RELIED ON	46, 50
	75, 82
Jagannadha Rao v. Jatmal Madanlal, AIR 1958 AP 662, APPROVED	801, 803
Jagan Nath Pershad Jhalani v. Jatinder Nath Prem Nath, AIR 1961 Punj 574, REFERRED	761, 775
Jagannath v. Union of India, (1962)2 SCR 118, APPLIED	216, 222
— Agarwalla v. B. N. Dutta, C. A. No. 801, decided on 10-1-67, REFERRED	148, 151
— Ramanuj Das v. State of Orissa, 1954 SCR 1046, APPROVED	162, 173
Jahiruddin v. K. D. Rathi, (1966) 1 Lab LJ 430, APPLIED	813, 839
Jaikrishnadas Manohardas Desai v. State of Bombay, (1960)3 SCR 319, REFERRED	512, 524
Janardan Reddy v. State, 1950 SCR 940, DISTINGUISED	99, 106
Jawala Prasad v. Official Liquidator, AIR 1962 All 486, REFERRED	602, 612
Jiwan Prakash v. State of Maharashtra, (1972)3 SCC 266, RELIED ON	702, 707
Jones v. Owen, (1970)34 JP 759, REFERRED	471, 477
K. K. Jain v. State of Maharashtra, (1973)3 SCC 299, RELIED ON	253, 707
K. K. Kochuni v. State of Madras, (1960)3 SCR 887, REFERRED	336, 341
K. L. Johar v. Deputy Commercial Tax Officer, (1965)2 SCR 112, DISTINGUISHED	46, 49
Kabur Singh v. Kundan Singh, (1969)2 SCC 452, CONSIDERED	95, 97
Kafiladdin v. Samiraddin, AIR 1931 Cal 67, CONSIDERED	179
Kailash Chandra v. Union of India, (1962)1 SCR 374, RELIED ON	461, 466
Kalyan Singh v. State of Punjab, ILR (1967)2 Punj 471, EXPLAINED	680, 681
Kanta Prasad v. Delhi Administration, 1958 SCR 1218, 1224-25, RELIED ON	751, 756
Kanu Ambu Vish v. State of Maharashtra, (1971)1 SCC 503, REFERRED	714, 721
Kartar Singh v. State, Cr. A. No. 42 of 1971, decided on 13-10-71, INAPPLICABLE	726, 731
Kashmira Singh v. State of M. P., 1952 SCR 526, REFERRED	714, 725
Kaushalya Devi v. K. L. Bansal, (1963)1 SCC 59, DISTINGUISHED	761, 771
	775
Kedarnath Singh v. State of Bihar, 1962 Supp 2 SCR 769, DISTINGUISHED	659, 663
Keshavlal Jethalal Shah v. Mohanlal Bhagwandas, (1968)3 SCR 623, RELIED ON	799, 801
APPLIED	813, 837
Kacheru Singh v. S. D. O., Khurja, AIR 1960 All 462, CRITICISED	162, 173
Khandige Sham Bhat v. Agricultural I. T. O., (1963)3 SCR 809, RELIED ON	216, 223
Khandu Sonu Dhobi v. State of Maharashtra, (1972)3 SCC 118, RELIED ON	726, 735
Khanum Jan v. Jan Bibi, (1927)4 SDA Repts 210, REFERRED	1, 5
Kharaiti Lal v. State, 1965 DLT 362, INAPPLICABLE	726, 731
Khardah Co. Ltd. v. Workmen, (1964)3 SCR 506, REFERRED	813, 825
Khedu Mahton v. State of Bihar, (1970)2 SCC 450, REFERRED	714, 721
Khub Chand v. State of Rajasthan, (1967)1 SCR 120, APPLIED	157
Kinsella v. Krueger, (1956) 351 US 470, 483-485, RELIED ON	569, 571
Kishori Mohan v. State of W. B., (1972)3 SCC 845, FOLLOWED	297, 300
Kochunni Kachu Muhammed v. Kunju Pillai Muhammed, AIR 1956 Tra 217, APPROVED	1, 3
Kombakonam Electric Supply Corporation v. C. I. T., APPROVED	69, 70
Krishna Govind Patil v. State of Maharashtra, (1964) 1 SCR 678, RELIED ON	512, 524
— Rai v. Secretary of State, ILR 42 All 555	109, 113
Kruse v. Johnson, (1898)2 QB 91, FOLLOWED	409, 418
Kshetra Gogoi v. State of Assam, (1970)1 SCC 40, REFERRED	551, 558
Kulathil Mammu v. State of Kerala, (1966)3 SCR 706, RELIED ON	451, 453
Kunz v. New York, 340 US 290, REFERRED	227, 247
Kuruma v. R., 1955 AC 197, REFERRED	471, 477
L. S. Ramaswamy Iyer v. Brahmayya & Co., (1944)135 Com Cas 270, REFERRED	602, 614
Labh Shankar v. State of Saurashtra, AIR 1955 Sau 42, INAPPLICABLE	726, 731
Lainson v. Tremere, (1834)1 AD & EI 792, REFERRED	14, 18
Lakshmidhar Misra v. Rangalal, AIR 1950 PC 56, REFERRED	227
Latafat Hussain v. Hidayat Hussain, AIR 1936 All 573, APPROVED	1, 3
Life Insurance Corpn. India v. Sunil Kumar Mukherjee, (1964)5 SCR 528, APPLIED	409, 415,
	420

Local Government v. Arlidge Board, 1915 AC 120, REFERRED	380, 391
Lodna Colliery Company v. Bhola Nath Roy, 1962 Supp 2 SCR 686, REFERRED ..	680, 687
Lowdens v. Keaveney, (1903)2 IR 82, REFERRED	273, 279
M. G. Agarwal v. State of Maharashtra, (1963)2 SCR 405, RELIED ON ..	227, 247
M. M. Annaiah v. C. I. T., Mysore, (1970)76 ITR 582 (Mys), APPROVED ..	714, 722
M. M. Kочар v. State, 1969 Cri LJ 45, REFERRED	442, 444
M. Narasimachar v. State of Mysore, (1960)1 SCR 981, DISTINGUISHED ..	751, 760
M. P. Sharma v. Satish Chandra, 1954 SCR 1077, REFERRED	120, 127
M. P. V. Sundaramier v. State of Andhra Pradesh, 1958 SCR 1422, RELIED ON ..	696, 701
M. R. Balaji v. State of Mysore, 1963 Supp 1 SCR 439, APPLIED	261, 271
Magraj Patodia v. R. K. Birla, AIR 1971 SC 1995, REFERRED	420, 433
Mahadev Tukaram Vetale v. Sugandha, AIR 1972 SC 1932, RELIED ON ..	471, 478
Mahbub Sha v. King Emperor, 219 IC 467, RELIED ON	152, 155
Makhan Singh Tarsika v. State of Punjab, (1964)1 SCC 932, DISTINGUISHED ..	512, 517
Makhanlal Waza v. State of J. & K., (1971)4 SCR 749, REFERRED	551, 556
Malloch v. Aberdeen Corporation, (1971)2 All ER 1278, REFERRED	420, 425
Malavinderjit Singh v. State of Punjab, ILR (1970)2 Punj 580, APPROVED ..	409, 415
Management of Panitole Tea Estate v. Workmen, (1971)1 SCC 742, REFERRED ..	680, 681
— of Ritz Theatre (P) Ltd. v. Workmen, (1963)3 SCR 461, REFERRED	813, 829
Manilal Brijal v. Vendrayandas, C. J., 216 IC 313, REFERRED	813, 824
Manu Bhushan Roy Prodhon v. State of W. B., (1973)3 SCC 663, RELIED ON ..	613
Manzur Hasan v. Muhammed Zaman, 2 OWN 53, REFERRED	551, 558
AIR 1925 PC 36, REFERRED	227, 238
Mazbul Ahmad v. Pratap Narain Singh, 62 IA 80, RELIED ON	227, 246
Mardeswarar Temple v. Dhanalakshi Ammal, C. A. No. 236 of 1961, decided on 10-1-63, RELIED ON	115, 118
Masalti v. State of U. P., (1964)8 SCR 133, RELIED ON	273, 281
Maula Bux v. Union of India, (1969)2 SCC 554, FOLLOWED	512, 517
McClelland v. Northan Ireland General Health Services Board, (1957)1 WLR 594, REFERRED	649, 650
McGautha v. Colifornia, 28 L ED 713	409, 415
Meghraj Patodia v. R. K. Birla, (1970)2 SCC 888, FOLLOWED	20, 34
Middleton v. Baldock, (T. W.) (1950)1 KB 657, REFERRED	95, 99
Midland Motor Omnibus v. Worcestershire County Council, (1967)1 WLR 409, RELIED ON	761, 775
Mohammad Ali Khan v. Bisar Ali Khan, AIR 1928 Oudh 67, REFERRED	227, 243
— Ayub Abbas Raut v. State of Maharashtra, Cri Appeal No. 145 of 1961, decided on 25.3.73, EXPLAINED & DISTINGUISHED	1, 6
— Khan v. Commr. of Police, (1965)2 SCR 884, REFERRED	702, 706
— Hanif v. State of Assam, (1969)2 SCC 782, DISTINGUISHED	336, 342
— Salem Khan v. G. C. Bose, AIR 1972 SC 1760, RELIED ON	273, 282
Motilal Pannalal v. Kailash Narain, AIR 1960 MP 134, DISTINGUISHED	551, 555
Muhammad Ibrahim v. Rahiman Khan, (1947)2 MLJ 419, DISTINGUISHED ..	688, 694
Municipal Board v. Mahadeoji Maharaj, (1965)2 SCR 242, RELIED ON	688, 695
— Committee v. Baisakhi Ram, (1963)1 Cri LJ 475, REFERRED	227, 250
— v. State of Punjab, (1969)3 SCR 447, RELIED ON	20, 33
— Corporation v. Kishan, (1969)2 SCR 166, RELIED ON	336, 344
Munna Lal v. State of U. P., (1964)3 SCR 88, RELIED ON	572, 579
Musiligadu v. Nappigadu, 15 MLJ 492, APPROVED	726, 735
Mushtak Hussain v. State of Bombay, 1953 SCR 809, FOLLOWED	801, 804
N. Jaora Sugar Mills v. State of M. P., (1966)1 SCR 523, RELIED ON	702, 706
N. N. Nayak v. Chhotalal Hariram, 69 Bom LR 551, APPROVED	75, 83
N. Sri Rama Reddy v. V. V. Giri, (1970)2 SCC 340, RELIED ON	197, 201
Naaop v. Button, (1963)371 US 415, RELIED ON	471, 476
Nagendra Nath Mondal v. State of W. B., (1972)1 SCC 498, RELIED ON ..	227, 249
Nagpur Improvement Trust v. Vithal Rao, (1973)1 SCC 500, FOLLOWED ..	395, 397
Nagubai Ammal v. B. Sama Rao, 1956 SCR 451, 461, RELIED ON	510, 512
Nandeshwar Prasad v. U. P. Government, (1964)3 SCR 425, RELIED ON	592, 602
Naraindas Barot v. Divisional Controller S.T.C., (1966)3 SCR 40, REFERRED ..	602, 628
New Fleming Spinning & Weaving Co. Ltd. v. Kessonji Naik, ILR 9 Bom 373, REFERRED	500, 506
Niemotko v. Maryland, 340 US 268, RELIED ON	409, 415
Nirman Singh v. Rudra Partab Narain Singh, AIR 1926 PC 100, RELIED ON ..	602, 614
Northern India Caterers v. State of Punjab, (1967)3 SCR 399, REFERRED ..	227, 249
Nur Mohammad v. Emperor, AIR 1945 PC 115, RELIED ON	273, 280
	51, 53
	714, 722

	<i>Pages</i>
O. N. Mohindroo v. Bar Council of Delhi, (1968)2 SCR 709, RELIED ON	261, 269
Official Liquidators v. Jugal Kishore, AIR 1939 All 1, REFERRED	602, 613
Om Prakash v. State, AIR 1964 Punj 407 (Punj HC), INAPPLICABLE	726, 731
Ontario v. Canada, 1896 AC 348, RELIED ON	227, 243
Overand & Gurnay Co. v. Gibb, (1944) 5 LR HL 480, RELIED ON	602, 621
P. L. Rao v. State of A. P., AIR 1971 AP 118, APPROVED	99, 101
P. Vajravelu Mudaliar v. Special Dy. Collector, Madras, (1965)1 SCR 614, RELIED ON	500, 506
Padarath v. Raja Ram, (1882)4 All 235, DISTINGUISHED	602, 615
Palaniappa Chettiar v. Alagan Chetti, ILR (1921) 44 Mad 740, APPROVED	644, 647
Pampakavi Rayappa Belgali v. R. D. Jatti, (1970)3 SCC 147, CONSIDERED	95, 99
Pandurang v. State of Hyderabad, (1955)1 SCR 1083, RELIED ON	512, 517
Parthasaradiayyengar v. Chinnakrishna Ayyangar, ILR (1882)5 Mad 304, RELIED ON	227, 237
Patel Laljibhai Somabhai v. State of Gujarat, (1971)2 SCC 376, REFERRED	564, 568
Pettiam Veettil Menokki Senkaram Nambiar v. Kottayam Bank, AIR 1946 Mad 304, REFERRED	602, 613
Pratap Singh v. State of Punjab, (1964)4 SCR 733, RELIED ON	471, 476
Prem Nath Kaul v. State of J & K (1959) Supp 2 SCR 270, RELIED ON	261, 271
Premrai v. Chand Kanwar, (1947) MLJ 516, APPROVED	644, 646, 647
Province of Bombay v. Kusaldas S. Advani, 1950 SCR 621, DISTINGUISHED	89, 92
RELIED ON	120, 126
Punjab Distilling Industries v. C. I. T., 1959 Supp 1 SCR 683, APPLIED	46, 51
— National Bank Ltd. v. Workmen, (1960)1 SCR 806, REFERRED	813, 822
Pushkar Mukherjee v. State of W. B., (1969)1 SCC 10, INAPPLICABLE	551, 563
Queen Empress v. Ram Narain, ILR 8 All 514, APPROVED	702, 705
— v. Sonhi, ILR 13 All 171, FOLLOWED	409, 419
R. v. Leatham, (1961)8 Cox CC 498, REFERRED	471, 479
— v. Maqsud Ali, (1965)2 All ER 464, REFERRED	471, 478
— v. Wheeler, 2 B and Ald 345, RELIED ON	7, 11
R. C. Chandiook v. Chuni Lal, (1971)2 SCR 573, RELIED ON	179
R. C. Cooper v. Union of India, (1970)1 SCC 248, RELIED ON	809, 810
REFERRED	336, 340
R. Chitralkha v. State of Mysore, (1964)6 SCR 368, RELIED ON	420, 435
R. D. Rawal v. State, 1967 CLJ 439, DISTINGUISHED	680, 686
R. F. Singh Ahluwalia v. State of Delhi, (1970)3 SCC 451, REFERRED	726, 729
R. M. D. Chamarbaugwala v. Union of India, 1957 SCR 930, RELIED ON	99, 108
Raj Ramkrishna v. State of Bihar, (1964)1 SCR 897, REFERRED	75, 80
Rai Shivendra Bahadur v. Governing body of Nalanda College, (1962) Supp 2SCR 144, RELIED ON	485, 488
Raichand Amulakh Shah v. Union of India, (1964)5 SCR 148, RELIED ON	781, 786
Railway Board v. Naranjan Singh, (1969)3 SCR 548, EXPLAINED	227, 239
Raja Narayanlal Bansilal v. Maneck Phiroz Mistry, (1961)1 SCR 417, 438, REFERRED	696, 701
Rajah of Vizianagram v. Official Receiver, (1962) Supp 1 SCR 344, RELIED ON	310, 322
Rajendrapaul Ramsaran Das Sharma v. State of Maharashtra, Cri Appeal No. 264 of 1972 decided on 23.2.73, RELIED ON	702, 707
Ram Chander v. Chhotu, 1957 ALJ 24 (Rev). APPROVED	665, 667
— Chandra v. D. M., AIR 1952 All 520, DISTINGUISHED	89, 92
— Palai v. State of Orissa, 1956 SCR 28, REFERRED	336, 341
— Kishun v. Ashirbad, ILR 29 Pat 699, RELIED ON	115, 118
— Manohar Lohia v. State of Bihar, (1966)1 SCR 709, REFERRED	659, 661
— Narain v. State of U. P. (1970)3 SCC 493, REFERRED	20, 24
— Swarath Sinha v. Management, Belsund Sugar Company, 1954 Lab AC 697, REFERRED	813, 822
— Rama Kant Singh v. Deputy Director of Consolidation, AIR 1966 All 173 OVERRULED	527, 530
Rao v. Rajah of Pittapur, ILR (1918)41 Mad 778, 785, APPROVED	644, 646
Ramesh Chandra Mehta v. State of W. B., (1969)2 SCR 461, DISTINGUISHED	696, 700
Rameshwar v. State of Rajasthan, 1952 SCR 577, RELIED ON	533, 536
— Dayal v. Sri Sohan Lal, 1963 ALJ 198, DISTINGUISHED	688, 695
— Prasad v. Shyam Beharilal, (1964)3 SCR 549, FOLLOWED	179
— Shaw v. District Magistrate, Burdwan, (1964)4 SCR 921, DISTINGUISHED	551, 556
Ramkrishna v. State of Bihar, (1964)1 SCR 897 FOLLOWED	216, 222
Ramskill v. Edwards, (1886)31 Ch D 100, REFERRED	602, 614

	Pages
Ratilal v. Ranchhodbhai, AIR 1966 SC 439, RELIED ON	799, 801
Reg v. Cunningham Graham, 1886-90 Cox's Cr Law case Vol. 16, P. 420	
REFERRED	227, 244
— v. Handley, 175 ER 890, RELIED ON	544, 550
— v. Job Timmins, 169 Eng Rep 1260, RELIED ON	544, 550
— v. Manketelow, Cox Rim. Cases 143, RELIED ON	544, 550
— v. Robb, 176 ER 466, RELIED ON	544, 550
Regina v. Board of Trade, (1965)1 QB 603, REFERRED	310, 322
— v. Gaming Board ex-parte Benaim, (1970)2 WLR 1009, RELIED ON	380, 386
Remon v. City of London, Real Property Co. Ltd., (1921)1 KB 49, REFERRED ON	761, 775
Ridge v. Baldwin, 1964 AC 40, RELIED ON	380, 386, 392
REFERRED	120, 126, 409, 415
Roop Lal Nand Lal v. State of Punjab, (1971)1 SLR 40, APPROVED	680, 686
Russell v. Duke of Norfolk, (1949)1 All ER 109, CONSIDERED	805, 810
REFERRED	380, 387, 680, 687
Rustom Cavasjee Cooper v. Union of India, (1970)1 SCC 248, REFERRED	336, 340, 809, 810
S. Ananthkrishnan v. State of Madras, AIR 1952 Mad 395, REFERRED	261, 271
S.B. Billimoria Official Liquidator v. Cecilia Mary De Souza, AIR 1926 Lah 624,	
REFERRED	602, 613
S. K. Pothilingam Pillai v. N. M. Rowther, AIR 1969 Mad 94, REFERRED	51, 59
S. P. Arora v. Ajit Singh, ILR (1970)2 Delhi 130, REFERRED	572, 575
S. R. Tewari v. District Board, Agra, (1964)3 SCR 55, FOLLOWED	409, 415
APPLIED	409, 420
S. S. Khanna v. F. J. Dillon, (1964)4 SCR 409, 417, FOLLOWED	635, 638
Sadagopachariar v. A. Rama Rao, ILR (1903)26 Mad 376, RELIED ON	227, 237
Saghir Ahmad v. State of U. P., (1955)1 SCR 707, RELIED ON	227, 239, 250
REFERRED	227, 243, 336, 341
Sahaj Ram v. State of U. P., (1973)1 SCC 490, RELIED ON	512, 520
Sahib Singh Duggal v. Union of India, (1966)1 SCR 313, RELIED ON	551, 555
Sakvahani Ingle Rao Sahib v. Bhavani Bozi Sahib, ILR 27 Mad 588, REFERRED	602, 615
Sampat Prakash v. State of J & K., (1969)1 SCC 562, DISTINGUISHED	551, 559
Sant Ram Sharma v. State of Rajasthan, (1968)1 SCR 111, FOLLOWED	194, 196
Sanwat Singh v. State of Rajasthan, (1961)3 SCR 120, REFERRED	714, 721
RELIED ON	303, 304
Sarat Chandra v. Mani Mihan, (1906)36 Cal 799 at p. 801, RELIED ON	688, 692
Sasthi Chandra Roy v. State of W. B. W., P., No. 465 of 1971, decided	
on 24-4-71, RELIED ON	393, 397
Satish Kumar v. State of M. P., AIR 1961 MP 280, CRITICISED	599, 601
Satyadhyan Ghoshal v. Deorajin Debi, (1960)3 SCR 590, REFERRED	115, 119
Satyanarain Prasad v. State of Bihar, (1970)2 SCC 275, DISTINGUISHED	811, 812
Scindia Steam Navigation Co. Ltd. v. Union of India, DISTINGUISHED	204, 211
Segwick v. Watney, Combe, Reid & Co., 1931 AC 446, DISTINGUISHED	7, 12
Seeta Ramiah v. State of A. P., AIR 1963 AP 54, APPROVED	584, 592
Shah Bhokraji Kuverji Oil Mills and Ginning Factory v. Subbash Chandra	
Yograj Sinha, (1962)2 SCR 159, APPLIED	813, 839
Shaikh Mohd. Ali v. State of Maharashtra, (1973)1 SCC 784, RELIED ON	702, 707
— Piru Bux v. Kalandi Pati, (1969)2 SCR 563, RELIED ON	227, 238
Shantiranjana Majumdar v. Abhovananda Brahmachari, C. A. No. 21 of 1960	
decided on 14-9-64, DISTINGUISHED	544, 550
Sheo Swarup v. King Emperor, AIR 1934 PC 227, REFERRED	714, 721
RELIED ON	303, 304
Shivji Guru Mohite v. State of Maharashtra, (1973)3 SCC 219, RELIED ON	714, 722
— Nathubhai v. Union of India, AIR 1959 Punj 510, RELIED ON	584, 592
Shuttlesworth v. Birmingham, 394 US 147, REFERRED	227, 247
Shyam Sunar Lal v. Mangali, 1963 ALJ 286, APPROVED	665, 667
Sidheswar Ganguly v. State of W. B., 1958 SCR 749, RELIED ON	553, 536
Siri Chand v. Jagdish Parshad Kishin Chand, (1960)3 SCR 451, FOLLOWED	179, 184
Sitabati Debi v. State of W. B., (1967)2 SCR 949, REFERRED	336, 342
Sohan Lal v. Union of India, 1957 SCR 738, RELIED ON	273, 282
Sornavanti v. State of Punjab, (1963)2 SCR 774, RELIED ON	336, 342
South Bihar Sugar Mills v. Union of India, (1968)3 SCR 21, RELIED ON	7, 11
Srinivasa Reddy v. State of Mysore, (1960)2 SCR 130, DISTINGUISHED	335, 346
State Bank of India v. R. K. Jain, (1972)1 SCR 755, REFERRED	813, 826
— of A. P. v. Cheemalapati Ganeswara Rao, (1964)3 SCR 297, REFERRED	751, 757
— — — v. P. Sagar, (1968)3 SCR 595, RELIED ON	420, 433
— — — Bihar v. Shailabala Devi, 1952 SCR 654, REFERRED	659, 661

	Pages
State of Bombay <i>v.</i> Bhanji Munji, (1955)1 SCR 777, DISTINGUISHED ..	89, 93
— — — REFERRED ..	336, 341
— — — <i>v.</i> Kathi Kalu Oghad, (1962)3 SCR 10, 23, RELIED ON ..	696, 702
— — — <i>v.</i> Ratilal Vadilal and Brothers, (1962) 2 SCR 367, RELIED ON ..	569, 571
— — — Gujarat <i>v.</i> Mahbood Khan Usman Khan, (1968)3 SCR 746, RELIED ON ..	372, 373
— — — J & K <i>v.</i> M. S. Faroozui, (1972)1 SCC 872, DISTINGUISHED ..	261, 271
— — — Madras <i>v.</i> Gannon Dunkerley, 1959 SCR 379, DISTINGUISHED ..	46, 49
— — — <i>v.</i> V. G. Row, (1973)1 SCC 20, 25, REFERRED ..	20, 25
— — — M. P. <i>v.</i> G. C. Mandawar, (1955)1 SCR 599, REFERRED ..	261, 272
— — — <i>v.</i> Mubarak Ali, (1959)2 SCR 201, REFERRED ..	726, 735
— — — Maharashtra <i>v.</i> Laxman Jairam, (1962) Supp 3 SCR 230, RELIED ON ..	366, 368
— — — <i>v.</i> Vishnu Ramchandra, (1961)2 SCR 26, APPLIED ..	813, 838
— — — Mysore <i>v.</i> Abdul Razak Sahib, (1973)3 SCC 196, APPLIED ..	157
— — — Orissa <i>v.</i> Binapani Dei, (1967)2 SCR 625, FOLLOWED ..	409, 419
— — — RELIED ON ..	120, 126
— — — Punjab <i>v.</i> Amar Singh Harika, AIR 1966 SC 1313, DISTINGUISHED ..	361, 365
— — — <i>v.</i> K. R. Erry, C. As. Nos. 1893-1894 of 1967, decided on 21.9.72 ..	89, 93
— — — <i>v.</i> Nathu Ram, (1962)2 SCR 636, FOLLOWED ..	179, 184
— — — Rajasthan <i>v.</i> Leela Jain, (1965)1 SCR 276, FOLLOWED ..	216, 224
— — — Tripura <i>v.</i> Province of East Bengal, 1951 SCR 1 DISTINGUISHED ..	204, 210
— — — U. P. <i>v.</i> Samman Dass, (1972)3 SCC 201, REFERRED ..	714, 721
— — — RELIED ON ..	303, 305, 512, 518
— — — W. B. <i>v.</i> B. K. Mondal, 1962 Supp 1 SCR 876, RELIED ON ..	639, 643
— — — — <i>v.</i> Brindaban Chandra Pramanik, AIR 1957 Cal 44, DISTINGUISHED ..	204, 211
— — — — <i>v.</i> Shaikh Serajuddin Batley, 1954 SCR 378 ..	204, 211
Stephen Seneviratne <i>v.</i> King, AIR 1936 PC 289, RELIED ON ..	490, 495, 512, 520
Sub Collector <i>v.</i> Saragam, ILR 30 Mad 151, CONSIDERED ..	109, 113
Sudhir Kumar Saha <i>v.</i> Commissioner of Police, (1970)1 SCC 149, REFERRED ..	659, 661
Sundarammar and Co. <i>v.</i> State of A. P. 1958 SCR 1422, FOLLOWED ..	216, 222
Sundram Chetti <i>v.</i> Queen, ILR (1883)6 Mad 203, RELIED ON ..	227, 237
Superintendent of Central Jail <i>v.</i> Ram Manohar Lohia, Fatehgarh, (1960)2 SCR 821, DISTINGUISHED ..	659, 661
Suresh Koshy George <i>v.</i> Kerala University, (1969)1 SCR 317, FOLLOWED ..	680, 686
T. N. Raghunatha Reddy <i>v.</i> Mysore State Transport Authority, (1970)1 SCC 541, FOLLOWED ..	357, 360
Tata Iron and Steel Co. <i>v.</i> State of Bihar, 1958 SCR 1355, RELIED ON ..	75, 83
Throne <i>v.</i> Smith, (1947)1 KB 307, REFERRED ..	761, 775
Toronto <i>v.</i> Virgo, 1898 AC 88, RELIED ON ..	227, 243
Travancore Titanium Products <i>v.</i> C. I. T., (1966)3 SCR 321, REFERRED ..	69, 70
Triloki Nath Tikko <i>v.</i> State of J & K, (1967)2 SCR 265, REFERRED ..	420, 426
— — — (1969)1 SCR 103, REFERRED ..	420, 426
U. F. B. Chopra <i>v.</i> State of Bombay, (1955)2 SCR 94, RELIED ON ..	702, 705
Ujagar Singh <i>v.</i> Mst. Jee, 1959 Supp 2 SCR 781, RELIED ON ..	644, 647
— — — <i>v.</i> State of Punjab, 1952 SCR 757 ..	551, 557
Uma Kumari <i>v.</i> Jawant Rai Chopra, 1960 PLR 460, REFERRED ..	572, 575
Union of India <i>v.</i> Bungo Steel Furniture, (1967)1 SCR 324, RELIED ON ..	254, 257
— — — <i>v.</i> Chaman Lal Loona, 1957 SCR 1039, DISTINGUISHED ..	204, 211
— — — <i>v.</i> Delhi Cloth and General Mills, (1963) Supp 1 SCR 586, RELIED ON ..	7, 11
— — — <i>v.</i> Indian Sugar Mills Association, Calcutta, (1967)3 SCR 219, RELIED ON ..	781, 786
— — — <i>v.</i> Indo-Afghan Agencies Ltd., (1968)2 SCR 366, REFERRED ..	204, 213
— — — FOLLOWED ..	194, 196
— — — <i>v.</i> J. N. Sinha, (1970)2 SCC 458, FOLLOWED ..	361, 365
— — — RELIED ON ..	461, 467
— — — <i>v.</i> Kishorilal Gupta and Brothers, (1960)1 SCR 493, REFERRED ..	569, 571
— — — RELIED ON ..	461, 468
— — — <i>v.</i> Madan Gopal Kabra, 1954 SCR 541, FOLLOWED ..	216, 222
— — — RELIED ON ..	75, 82
— — — <i>v.</i> Nathu, RFA 101 of 1968, REFERRED ..	109, 110
— — — <i>v.</i> P. K. Roy, (1968)2 SCR 186, CONSIDERED ..	805, 808
Upper Doab Sugar Mills Ltd. <i>v.</i> Shahdra (Delhi) Saharanpur Light Railway Company Ltd., (1963)2 SCR 333, 342, RELIED ON ..	781, 786
Valanhivil Kunchi <i>v.</i> Bengayil Pattikavil Kunbi Ayulla, AIR 1964 Ker 200, OVERRULED ..	1, 3
Vanguard Fire and General Insurance Co. <i>v.</i> Fraser and Ross, (1960)3 SCR 857, REFERRED ..	310, 333
Vas Dev <i>v.</i> S. Sohan Singh, (1968)4 Delhi Law Times 192, DISTINGUISHED ..	648, 694