

ITEM NO.53

COURT NO.8

SECTION XVI

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).18601-18602/2017

(Arising out of impugned final judgment and order dated 15-11-2016 in FAT No. 390/2015 15-11-2016 in CAN No. 7775/2015 passed by the High Court At Calcutta)

UNION OF INDIA

Petitioner(s)

VERSUS

ABHIJIT TEA CO PVT LTD

Respondent(s)

(FOR CONDONATION OF DELAY IN FILING ON IA 1/2017)

Date : 09-10-2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA

HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR

For Petitioner(s) Mr. A.K. Sanghi, Sr. Adv.  
Mr. Mukesh Kumar Maroria, AORFor Respondent(s) Mr. Kalyan Bandopadhyay, Sr. Adv.  
Ms. Ruchi Kohli, AORUPON hearing the counsel the Court made the following  
O R D E R

Delay condoned.

Heard learned counsel for the parties.

It is submitted by Mr. A.K. Sanghi, learned senior counsel for the petitioner, that an interlocutory order that has been questioned in the instant special leave petitions.

It was submitted by learned senior counsel appearing for the petitioner, that the petitioner is likely to question the award in the appeal before the appropriate court.

However, since impugned order is an interlocutory order, we

are not inclined to interfere with the same. However, at the same time, to safeguard the interest of the petitioner, let the amount be deposited with the High Court within a period of two months from today, and the same shall be permitted to be withdrawn by the Respondent No.1 only on furnishing the bank guarantee.

The order is modified to the aforesaid extent. Let the matter be decided by the High Court as far as possible, preferably within a period of one year.

The special leave petitions are disposed of accordingly.

(OM PARKASH SHARMA)  
AR CUM PS

(TAPAN KUMAR CHAKRABORTY)  
BRANCH OFFICER