

ITEM NO.5

COURT NO.3  
(HEARING THROUGH VIDEO CONFERENCING)

SECTION XIV

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 for Special Leave to Appeal (C) No.15789/2020  
(Arising out of impugned final judgment and order dated 24-02-2020  
in WPC No.10272/2015 passed by the High Court Of Delhi At New  
Delhi)

M/s. LEATHEROID PLASTICS PVT LTD &amp; ANR.

Petitioner(s)

VERSUS

CANARA BANK &amp; ORS.

Respondent(s)

(FOR ADMISSION and I.R.; IA No.134697/2020 - FOR EXEMPTION FROM  
FILING AFFIDAVIT; and, IA No.134700/2020 - FOR EXEMPTION FROM  
FILING PAPER BOOKS)

Date : 12-07-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE UDAY UMESH LALIT  
HON'BLE MR. JUSTICE AJAY RASTOGI

For Petitioner(s) Mr. N.K. Mody, Sr. Adv.  
Mr. Shishir Kumar Saxena, Adv.  
Mr. R.N. Pareek, Adv.  
Mr. Prabuddha Singh, Adv.  
Mr. Chirag Sharma, Adv.  
Ms. Somya Chaturvedi, Adv.  
Ms. Sharmila, Adv.  
Mr. Praveen Swarup, AOR

For Respondent(s) Mr. Brijesh Kumar Tamber, AOR

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

While disposing of the matter, it was observed by the High  
Court in paragraph 47 as under:

"47, In view of the above, it is hereby ordered that the  
Petitioner Bank is entitled to recover the OA amount of  
Rs.62,78,446/- with simple interest at the rate of 11% per  
annum from the date of the filing of the OA till  
realisation and the interest is to be charged on reducing  
balance after making adjustments for the payments made by  
the Respondent No.1 Company and its tenant M/s Excel Car  
Company."

Heard Mr. N.K. Mody, learned Senior Advocate in support of the petition, who principally questioned the statement of accounts relied upon in support of the version of the Bank.

We have gone through the observations made by the High Court in paragraph 22 onwards, at the end of which Rs.62,78,446/- were found to be due.

As observed by the High Court, the entitlement of the Bank would be to recover the amount shown in the original application i.e. Rs.62,78,446/-, in accordance with the directions as mentioned in paragraph 47 of the judgment.

We, therefore, see no reason to interfere in the matter.

The Special Leave Petition is, accordingly, dismissed.

Pending applications, if any, also stand disposed of.

(MUKESH NASA)  
COURT MASTER

(VIRENDER SINGH)  
BRANCH OFFICER