

ITEM NO.1

COURT NO.8

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

CONMT.PET.(C) Nos.1665-1666/2017 in SLP(C) Nos.8398-8399/2005

M/S WRITERS AND PUBLISHER PVT LTD

Petitioner(s)

VERSUS

A.K. MISHRA OFFICIAL

Respondent(s)

(With appln.(s) for clarification/direction and intervention)

WITH M.A. Nos.677-678/2018 in SLP(C) Nos.8398-8399/2005 (XIV)

(With appln.(s) for clarification/direction)

Date : 03-03-2020 These matters were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MR. JUSTICE AJAY RASTOGI

For Petitioner(s)

Mr. C.A. Sundaram, Sr. Adv.
Mr. N.K. Mody, Sr. Adv.
Mr. Ankur Mody, Adv.
Ms. Fareha ahmad Khan, Adv.
Mr. Pranay Mohan Govil, Adv.
Mr. Sachin Gupta, Adv.
Ms. Rohini Musa, Adv.
Mr. Zafar Inayat, Adv.
Mr. Praveen Swarup, AOR

Mr. Lakshmi Raman Singh, AOR

For Respondent(s)

Ms. Madhavi Divan, ASG
Mr. R. Balasubramaniam, Sr. Adv.
Mr. Ashok K Srivastava, Sr. Adv.
Ms. Akansha Kaul, Adv.
Ms. Swati Gildiyal, Adv.
Mr. Nachiketa Joshi, Adv.
Mr. Anshul Gupta, Adv.
Ms. Rekha Pandey, Adv.
Mr. Raj Bahadur Yadav, Adv.
Ms. Nidhi R., Adv.

Mrs. Anil Katiyar, AOR

Mr. Harin P Raval, Sr. Adv.
Mr. S. Wasim A. Qadri, Sr. Adv.
Mr. Zaid Ali Subzposh, Adv.
Mr. Tamim Qadri, Adv.
Mr. Saeed Qadri, Adv.
Mr. Nipun Saxena, Adv.
Ms. Sukanya Singh, Adv.
Mr. Kartikey Kanojiya, Adv.
Mr. Lakshmi Raman Singh, AOR

Mr. Arijit Prasad, Sr. Adv.
Mr. Mohit Paul, Adv.
Ms. Sunaina Paul, Adv.

Mr. Vijay K. Jain, AOR

Mr. Aniruddha Purushotham, Adv.
Ms. Neha Singh, Adv.
Mr. M.M. Kashyap, Adv.

Mr. Vishnu B. Saharya, Adv.
Mr. Viresh B. Saharya, Adv.

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

IA No 181072/2019 in MA Nos 677-678/2018

Mr Aniruddha Purushotham, learned counsel states that he has instructions to appear on behalf of Mr Sudhir Bahl, in pursuance of the notice which has been issued by this Court. A copy of the paper book has been supplied to the learned counsel by the instructing advocate of Mr Harin P Raval, learned senior counsel appearing on behalf of the applicant during the course of the hearing.

List the interlocutory application on 17 March 2020.

The counter affidavit, if any, be filed in the meantime.

IA No 35223/2020 in Contempt Petition (C) Nos 1665-1666/2017

During the course of hearing, Mr C A Sundaram, learned senior counsel has submitted that the interlocutory application which has been filed by Sun Agrifresh Industries Private Limited suffers from a serious suppression of facts. Mr Sundaram has placed on record a compilation of documents which, *inter alia*, contains an agreement dated 6 June 2016 executed between Writers and Publisher Pvt Ltd and Sun Agrifresh Industries Private Limited, under which all the claims, dues and outstandings of the latter were settled for a payment of Rs 1 crore made by the former. The agreement is stated to have been executed by the executant of the affidavit in support of the interim application, namely, Mr Nilesh Singh.

In view of the aforesaid submission, learned counsel appearing on behalf of the applicant seeks a short adjournment to take instructions. We direct the applicant to file an affidavit clarifying the position and if such an agreement was entered into, explaining why it has not been disclosed in the interlocutory application. Mr. Sundaram has submitted that, in fact, contrary averments are made in the interlocutory application. Learned counsel for the applicant shall file the affidavit within two weeks from today.

List the interlocutory application on 17 March 2020.

(Chetan Kumar)
A.R. - cum - P.S.

(Saroj Kumari Gaur)
Court Master