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C.A.NO.10851/2016

ITEM NO.32

COURT NO.3

SECTION XVII

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

Civil Appeal No(s). 10851/2016

ARVIND KUMAR GUPTA

Appellant(s)

VERSUS

UNITECH LTD. AND ORS.

Respondent(s)

(With appln. (s) for exemption from filing c/c of the impugned judgment and office report)

WITH C.A. No. 10856/2016

(With appln.(s) for exemption from filing c/c of the impugned judgment and Office Report)

Date : 21/11/2016 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPAK MISRA

HON'BLE MR. JUSTICE AMITAVA ROY

For Appellant(s) Mr. Gaurav Gupta,Adv.

Mr. Gaurav Goel,Adv.

For Respondent(s) Mr. Parag P. Tripathi,Sr. Adv.

Ms. Gauri Rishi,Adv.

Mr. Abhimanyu Bhandari,Adv.

Mr. Rajiv Virmani,Adv.

UPON hearing the counsel the Court made the following

O R D E R

C.A.No. 10851/2016

Issue notice.

Heard Mr. Parag P. Tripathi, learned senior counsel along with Mr. Abhimanyu Bhandari, learned counsel who has entered appearance on behalf of the respondents. No further notice need be issued.

However, ordinarily we would have stayed the order passed by the National Consumer Disputes Redressal

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C.A.NO.10851/2016

Commission, regard being had to the facts and circumstances of the case, we are not passing any order of stay but direct that respondent no.1 shall deposit a sum of Rs.80,00,000/- (Rupees eighty lakhs only) for the present within four weeks' hence. The said amount shall be withdrawn by the petitioner without furnishing any security.

The present order is passed in the special circumstances of this case.

Let the matter be listed in the third week of January, 2017.

C.A.No. 10856/2016

Issue notice.

Heard Mr. Parag P. Tripathi, learned senior counsel along with Mr. Abhimanyu Bhandari, learned counsel who has entered appearance on behalf of the respondents. No further notice need be issued.

However, ordinarily we would have stayed the order passed by the National Consumer Disputes Redressal

Commission, regard being had to the facts and circumstances of the case, we are not passing any order of stay but direct that respondent no.1 shall deposit a sum of Rs.90,00,000/- (Rupees ninety lakhs only) for the present within four weeks' hence. The said amount shall be withdrawn by the petitioner without furnishing any security.

The present order is passed in the special circumstances of this case.

Let the matter be listed in the third week of January,

2017.
(SAPNA BISHT)
SR. P.A.

(H.S. PARASHER)
COURT MASTER