

REVISED

ITEM NO.30

COURT NO.6

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

Diary No(s) . 25533/2017

(Arising out of impugned final judgment and order dated 16-08-2016 in CMP No. 3424/2016 in RFA No. 145 of 2015 and order dated 23.5.2017 passed in RP No. 24 of 2017 in RFA No. 145 of 2015 passed by the High Court Of Himachal Pradesh At Shimla)

VARINDER KUMAR

Petitioner(s)

VERSUS

RAJIV SETHI

Respondent(s)

(FOR ADMISSION and I.R. and IA No.81132/2017-CONDONATION OF DELAY IN FILING and IA No.81133/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 08-09-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE ASHOK BHUSHAN

For Petitioner(s) Mr. P.S. Patwalia, Sr. Adv.
Mr. Natasha Dalmia, Adv.
Mr. Nar Hari Singh, AOR

For Respondent(s)

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

Delay condoned.

The first appeal of the petitioner is pending in the High Court and during the pendency of this appeal, an interim order was passed by the High Court directing the petitioner to deposit a sum of Rs. 99,37,560/-.

Since the appeal is pending, we are inclined to direct

the petitioner to deposit the 50% of the aforesaid amount in the court and furnish Bank Guarantee for the remaining 50%. The amount shall be kept in the fixed deposited so that the same is given to the person who succeeds, with interest. We are conscious of the fact that this order is passed without notice to the respondent. Liberty is granted to the respondent to approach this Court if, they have any objection to this order.

The special leave petition stands disposed of.

Pending applications, if any, stand disposed of.

(B.PARVATHI)
COURT MASTER

(MALA KUMARI SHARMA)
COURT MASTER

ITEM NO.30

COURT NO.6

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

Diary No(s). 25533/2017

(Arising out of impugned final judgment and order dated 16-08-2016 in CMP No. 3424/2016 in RFA No. 145 of 2015 and order dated 23.5.2017 passed in RP No. 24 of 2017 in RFA No. 145 of 2015 passed by the High Court Of Himachal Pradesh At Shimla)

VARINDER SINGH

Petitioner(s)

VERSUS

RAJIV SETHI

Respondent(s)

(FOR ADMISSION and I.R. and IA No.81132/2017-CONDONATION OF DELAY IN FILING and IA No.81133/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 08-09-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE ASHOK BHUSHAN

For Petitioner(s) Mr. P.S. Patwalia, Sr. Adv.
Mr. Natasha Dalmia, Adv.
Mr. Nar Hari Singh, AOR

For Respondent(s)

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

Delay condoned.

The first appeal of the petitioner is pending in the High Court and during the pendency of this appeal, an interim order was passed by the High Court directing the petitioner to deposit a sum of Rs. 99,37,560/-.

Since the appeal is pending, we are inclined to direct the petitioner to deposit the 50% of the aforesaid amount in the court and furnish Bank Guarantee for the remaining 50%. The

amount shall be kept in the fixed deposited so that the same is given to the person who succeeds, with interest. We are conscious of the fact that this order is passed without notice to the respondent. Liberty is granted to the respondent to approach this Court if, they have any objection to this order.

The special leave petition stands disposed of.

Pending applications, if any, stand disposed of.

(B.PARVATHI)
COURT MASTER

(MALA KUMARI SHARMA)
COURT MASTER