

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).26977/2015

(Arising out of impugned final judgment and order dated 08-06-2015 in WP No. 7606(W)/2015 passed by the High Court At Calcutta)

ALLAHABAD BANK & ORS.

Petitioner(s)

VERSUS

M/S. KENT PHARMACEUTICALS . & ORS.

Respondent(s)

WITH

SLP(C) No. 30339/2017 (XVI)

Date : 27-07-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR

HON'BLE MR. JUSTICE SANJIV KHANNA

For Petitioner(s) Mr. Rauf Rahim, AOR
Mr. S. Guhathakur, Adv.
Mr. Ali Asghar Rahim, Adv.

Mr. Ashok Kumar Jain, Adv.
Mr. Pankaj Jain, Adv.
Mrs. Meenakshi Jain, Adv.
Mr. Bijoy Kumar Jain, AOR

For Respondent(s) Ms. Arti Singh, AOR
Mr. Aakashdeep Singh Roda, Adv.
Mr. Basant Pal Singh, Adv.
Ms. Pooja Singh, Adv.

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

SLP (C) No.26977/2015

Learned counsel for the petitioners submits that a letter has been circulated on the basis of instructions from the petitioners for permission to withdraw the Special Leave Petition.

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No appearance has been entered on behalf of the respondents so far.

As there is no objection to the withdrawal of the Special Leave Petition, the Special Leave Petition is dismissed as withdrawn.

SLP(C) No. 30339/2017

This Special Leave Petition assails the order passed by the High Court of Calcutta dated 02.05.2017 in GA No.1269 of 2017 arising in APOT No.225 of 2017, whereby, the High Court deferred the hearing of the main matter until the decision of the Supreme Court in the case referred to in the impugned order - while granting liberty to file additional paper books. It is a benign order against which this Special Leave Petition has been filed.

In our view, the Special Leave Petition is ill advised. The main matter, i.e., APOT No.225 of 2017 pending before the High Court ought to proceed on its own merits and in accordance with law.

It will be open to the petitioner to request the High Court for pre-poning the date of hearing since the case relied upon in the impugned order stands disposed of.

The Special Leave Petition stands disposed of accordingly.

Pending application (s), if any, stand disposed of.

(NEETU SACHDEVA)
COURT MASTER (SH)

(BEENA JOLLY)
COURT MASTER (NSH)