

ITEM NO.9

COURT NO.4

SECTION XVI

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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 34548/2019

(Arising out of impugned final judgment and order dated 12-06-2019 in CO No. 4469/2016 passed by the High Court At Calcutta)

SUSANTA MONDAL

Petitioner(s)

VERSUS

PRADIP KR. GHOSH & ORS.

Respondent(s)

(FOR ADMISSION and Interim Relief and
IA No.161555/2019-CONDONATION OF DELAY IN FILING and
IA No.161556/2019-EXEMPTION FROM FILING O.T.)

Date : 04-11-2019 This petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE R. BANUMATHI
HON'BLE MR. JUSTICE A.S. BOPANNA

For Petitioner(s) Mr. Bikash Ranjan Bhattacharya, Sr. Adv.
Ms. Sukanta Chakrabary, Adv.
Mr. Joydeep Mukherjee, AOR

For Respondent(s)

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

Delay condoned.

We have heard Mr. Bikash Ranjan Bhattacharya, learned senior counsel appearing for the petitioner.

Since the petitioner is challenging the grant of temporary injunction in the pending suit, we are not inclined to interfere with the impugned order.

The special leave petition is accordingly disposed of giving liberty to the petitioner to raise all the contentions before the concerned Trial Court.

The Trial Judge shall consider the matter without being influenced by any of the views expressed by the High Court in the impugned order.

The petitioner-defendant is also at liberty to make an appropriate application before the Trial court including an application for protection of the suit property etc. and the same shall be considered by the Trial Court on its own merits.

(MAHABIR SINGH)
COURT MASTER

(PARVEEN KUMARI PASRICHA)
BRANCH OFFICER