

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

CONMT.PET.(C) No. 1933/2017 in W.P.(C) No. 77/2017

PROCURE LOGISTIC SERVICES PRIVATE LIMITED

Petitioner(s)

VERSUS

KANTI KUMAR SARAF & ORS.

Respondent(s)

O R D E R

1. This contempt petition has been filed by the petitioner aggrieved by the non-compliance of this Court's order dated 10th February, 2017 passed in Writ Petition (C) No. 77 of 2017. By the said order, this Court has directed the Reserve Bank of India to take a decision on the representations dated 02.01.2017 and 13.01.2017 of the petitioner by passing a well-reasoned speaking order.

2. On 15th December, 2017 this Court has issued notice to the alleged contemnors and upon acceptance of notice by the learned counsel for the respondents, we have granted six weeks' time to file counter affidavit.

3. Learned Additional Solicitor General appearing for the Reserve Bank of India submitted before us that in pursuance of this Court's order dated 10.2.2017, a letter dated 15.2.2017 was received from the petitioner. But, due to tremendous work followed by demonetization process, the Reserve Bank of India through oversight treated the said letter as a routine one and without passing a speaking order, sent a reply letter dated 20-3-2017 to the

petitioner stating therein that the matter is sub-judice. Hence the present Contempt Petition has been moved by the petitioner. However, the Reserve Bank of India has already passed the speaking order dated 7/8-12-2017 in accordance with the directions of this Court and the respondents have also filed counter affidavits seeking their unconditional apology. The said speaking order dated 7/8-12-2017 has also been communicated to the petitioner on December 8, 2017.

4. Taking into consideration the contents of the counter affidavits filed by the respondents—alleged contemnors, particularly the unconditional apology tendered by them, we are inclined to close the Contempt Petition.

5. However, learned senior counsel appearing for the petitioner has informed this Court that the petitioner has filed another Writ Petition (Civil) No.260/2017 challenging the communication dated 20-3-2017 of the Reserve Bank of India and seeking writ of mandamus directing the said Bank to accept the deposit of Rs. 3,19,58,000/- of the petitioner and credit the same into its account. We are also informed that in the said Writ Petition, this Court has passed an order dated 24-4-2017, to list it after the disposal of Writ Petition (Civil) No.124 of 2017.

6. It is made clear by learned Additional Solicitor General for the respondents that pending disposal of the Writ Petition No. 260 of 2017 before this Court, they are not going to take any coercive steps against the petitioner.

7. With the aforesaid observations, the contempt petition stands disposed of.

.....J
(N.V. RAMANA)

.....J
(S. ABDUL NAZEER)

NEW DELHI;
2ND FEBRUARY, 2018.

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

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VERSUS

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(FOR INTERIM DIRECTIONS ON IA 131834/2017)

Date : 02-02-2018 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA
HON'BLE MR. JUSTICE S. ABDUL NAZEER

For Petitioner(s)

Mr. Shyam Divan, Sr. Adv.
Mr. Anant Bhushan, Adv.
Mr. Yadav Narender Singh, AOR

For Respondent(s)

Mr. P.S. Narasimha, ASG
Mr. Ramesh Babu M. R., AOR
Ms. Swati Setia, Adv.

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

Contempt Petition stands dismissed in terms of the signed
order.

(VISHAL ANAND)
COURT MASTER (SH)

(RENUKA SADANA)
ASST.REGISTRAR

(Signed Order is placed on the file)