

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

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).1674/2004

(From the judgement and order dated 20/10/2003 in CWP No. 5949/2003 of The
HIGH COURT OF DELHI AT N. DELHI)

BIOGENICS INDIA LTD.

Petitioner(s)

VERSUS

BOARD, INDTL. & FINANCIAL RECONST. & ORS.

Respondent(s)

(With appln(s) for c/delay in filing counter affidavit
and prayer for interim relief and office report))

Date: 14/07/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Petitioner(s)

Mr. Mukul Rohtagi, Sr. Adv.

Mr. Ajay Thakur, Adv.

Mr. Shree Prakash Sinha, Adv.

Mr. S. Chandra Shekhar, Adv.

For Respondent(s)

Mr. Parag Tripathi, Sr. adv.

Mr. Anurag Sharma, Adv.

Mr. Amit Kumar, Adv.

Ms. B. Vijayalakshimi Menon, Adv

Mr. Ashish Wad, Adv.

Mr. Neeraj Kumar, Adv.

Mrs. Jayshree Wad, Adv.

Mr. P. Adhyaru, Adv.

for M/S. J.S. Wad & Co. ,Adv

Mr. Anupam Lal Das ,Adv

Mr. Sanjay Bhatt, Adv.

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

The learned counsel for the appellant states that the impugned judgment of the High

Court came to be pronounced inasmuch as the AAIFR was not constituted till that point of time and

the statutory remedy of filing an appeal and hearing therein was not available to the petitioner herein.

He further states that now AAIFR has been constituted and is

seized of hearing in the appeals filed by the appellant before it. The date appointed before the AAIFR

is stated to be 29th July, 2005. Let the Appellate Authority proceed with the hearing of the appeals

uninfluenced by the observations made by the High Court in the impugned order.

The learned counsel for the parties jointly pray that it will be in the interest of the parties

if the appeals before the AAIFR are heard and decided within a period of three months from the date

of communication of this order. We request the Appellate Authority accordingly.

Nothing else survives for decision in this appeal and the same be treated as disposed of.

(Ajay Kr. Jain)
adha R. Bhatia)

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Court Master
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