

ITEM NO.2

COURT NO.11

SECTION IX

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

I.A. No. 2/2014 in
Petition for Special Leave to Appeal (civil) No(s). 1376/2014
(Arising from the final judgment and order dated 26/12/2013 in
Special Civil Application NO. 18619 of 2013 of the High Court of
Gujarat at Ahemdabad)

KOTAK MAHINDRA BANK LTD

Appellant(s)

VERSUS

RAJKUMAR M JAJODIA & ORS
(For directions and office report)

Respondent(s)

Date : 01/07/2014 This application was called on for hearing
today.

CORAM :

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA
HON'BLE MR. JUSTICE A. K. SIKRI

For Appellant(s) Mr. Amar Dave, Adv.
Mr. Krishnayan Sen, Adv.
Mr. Kunal Chatterji, Adv.
Mr. Rishab A. Chowdhury, Adv.

For Respondent(s) Mr. Huzefa Ahmadi, Sr. Adv.
For RR 1 Mr. Kailash Pandey, Adv.
Mr. Shamik Sanjanwala, Adv.
Mr. K.V. Sreekumar ,Adv.

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

Leave granted.

We have heard learned counsel for the parties.

The appeal stands disposed of in terms of the signed
order.

(KALYANI GUPTA)
COURT MASTER

(SHARDA KAPOOR)
COURT MASTER

[SIGNED ORDER IS PLACED ON THE FILE.]

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 5901 OF 2014
[ARISING OUT OF SLP(C) NO. 1376 OF 2014]

KOTAK MAHINDRA BANK LIMITED APPELLANT

VERSUS

RAJKUMAR M. JAJODIA & ORS. RESPONDENTS

O R D E R

Leave granted.

2. We have heard learned counsel for the respective parties.

3. This appeal by way of special leave has been preferred against the interim order dated 26th December, 2013 wherein and whereby the Division Bench of the High Court of Gujarat at Ahmedabad while issuing Rule in the writ petition granted ad interim relief in terms of prayer 8(b) of the prayer made in the writ petition. When the matter was placed for admission before this Court, no interim order was granted while issuing notice. Since the issue pertaining to the substantive claim of the respective parties is pending consideration in the Writ Petition before the High Court, we feel that in the interest of justice to both the parties, it will be

appropriate to request the Division Bench of the High Court for disposal of the writ petition itself at an early date. The counsel for the appellant would, however, submit that notice is yet to be served on some of the parties in the writ petition. Mr. Huzefa Ahmadi, learned senior counsel for the respondent No. 1 who is petitioner in the writ petition, however, submits that he would issue appropriate instructions for taking necessary steps for effecting service on the unserved respondents in the writ petition.

4. Recording the above statement of the learned senior counsel, we dispose of this appeal with the request to the High Court to dispose of the writ petition itself at an early date preferably within a period of four months from the date of production of a copy of this order subject, however, to effecting service on the unserved respondents.

.....J
[FAKKIR MOHAMED IBRAHIM KALIFULLA]

.....J
[A.K. SIKRI]

NEW DELHI
JULY 01, 2014.