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SLP(C)No. 1640 OF 2004  
ITEM No.44

Court No. 7

SECTION IX

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.1640/2004

(From the judgement and order dated 04/12/2003 in WP 8222/03  
of The HIGH COURT OF BOMBAY)

SATHE BISCUITS & CHOCOLATES CO. LTD.&ANR

Petitioner (s)

VERSUS

BANK OF MAHARASHTRA & ORS.

Respondent (s)

( With Appln(s). for exemption from filing c/c of the impugned  
Judgment and permission to submit additional document(s) and  
permission to submit additional document(s)) (With appln. For intervention)

Date : 06/02/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.N. VARIAVA  
HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner (s)Dr. A.M.Singhvi, Sr.Adv.  
Ms. Seema Bengani, Adv.  
Mr. Syed Shahid Hussain Rizvi, Adv.

For Respondent (s)  
Mrs.Rachana Joshi Issar,Adv.

For intervenorMr. Chinmoy Khaladkar, Adv.  
Mr. U.U.Lalit, Adv.  
Mr. S.K.Nandy, Adv.

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

Application for intervention is allowed.

Dr. Singhvi, learned senior counsel states that the Petitioners shall, without prejudice to it  
s rights and contentions, pay to the 1st Respondent Bank a sum of Rs.2,09,71,362.52 along wi  
th interest at the rate of 19.25% from today till payment within a period of eight weeks from  
today. On such payment being made, the sale to be set aside and the purchaser to be refunded  
his amounts on basis of Rule 60 (1)(b) of the I.T. Rules. The final adjustment between the Pe  
titioners and the 1st Respondent Bank to be as per the Orders to be passed in the pending Appe  
al.

The Special Leave Petition stands disposed of accordingly.

(K.K. Chawla)  
Court Master

(Jasbir Singh)  
Court Master