

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

CONTE M P T P E T I T I O N (C) NO. 39 OF 2006 IN Civil Appeal 2127/ 1999

CO M M E R I C I A L T A X O F F I C E R

Petitioner(s)

V E R S U S

K. K. M O D I

Respondent(s)

(for final disposal)

WITH

CONTE M P T P E T I T I O N (C) NO.40/2006 IN C.A. NO.2126 / 1999

CONTE M P T P E T I T I O N (C) NO.41/2006 IN C.A. NO.2123 / 1999

(for final disposal)

Date: 15/04 / 2 009 This Petition was called on for hearing today.

COR A M :

HON' B L E M R. J U S T I C E S. B. S I N H A

HON' B L E D R. J U S T I C E M U K U N D A K A M S H A R M A

For Petitioner(s) Mr. Gopal Subramaniam, ASG

Mr. Devasish A. Mohta, Adv.

Mr. Manoj Saxena, Adv.

Mr. Rahul Shukla, Adv.for

Mr.T.V.George,Adv.

For Respondent(s)

in CP 39/2006

Mr. K. K.Venugopal, Sr. Adv.

Mr. Ravinder Narain, Adv.

Ms. Sonu Bhatnagar, Adv.

Ms. Meghalee Barthakur, Adv.

Mr. Ajay Aggarwal, Adv.

Mr. Ankur Talwar, Adv.for

Mr. Rajan Narain,Adv.

For Respondent(s)

in CP 40/2006

Mr. R.F.Nariman, Sr. Adv.

Mr. Ravinder Narain, Adv.

Ms. Sonu Bhatnagar, Adv.

Ms. Meghalee Barthakur, Adv.

Mr. Ajay Aggarwal, Adv.for

Mr. Rajan Narain,Adv.

For Respondent(s)

in CP 41/2006

Mr. Ashok H.Desai, Sr. Adv.

Mr. Ravinder Narain, Adv.

Ms. Sonu Bhatnagar, Adv.

Ms. Meghalee Barthakur, Adv.

Mr. Ajay Aggarwal, Adv.for

Mr. Rajan Narain,Adv.

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UPON hearing counsel the Court made the following

O R D E R

After hearing learned counsel for the parties, we are of the opinion that Rule Nisi should be issued against the respondents-companies and not against the President/Chairman / M a n a g i n g Director thereof in their personal capacities.

Let Rule Nisi issue against the companies through their respective representatives. The names of the President/Chairman / M a n a g i n g Director are ordered to be deleted and instead the respective companies are ordered to be arrayed in

place thereof as the alleged contemnors.
accordingly.

Cause title be amended

Mr. Ravinder Narain, Advocate waives notice on behalf of the
respective companies. Counter affidavits filed on behalf of the
respective companies would form part of the record. However,
additional affidavit, if any, be filed within two weeks from today.

Rejoinder, if any, may be filed within the next two weeks.

Put up after four weeks.

(Parveen Kr.Chawla)
Court Master

(Indu Satija)
Court Master