

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

I.A.No.3 IN Civil Appeal No.5203/2000

C.G.E.S. & ANR.

Appellant (s)

VERSUS

CALCUTTA MUNICIPAL CORPOARTION & ORS.

Respondent (s)

(For clarification/modification of court's order)
(With Office Report)
With

I.A.No.4 IN C.A.No.1572/2001,I.A.No.5 IN C.A.No.5204/2000,

Date : 02/12/2003 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE Y.K. SABHARWAL
HON'BLE MR. JUSTICE D.M. DHARMADHIKARIFor Appellant (s) Mr. MN. Krishnamani, Sr.Adv.
Mr. Abhijit Sengupta,Adv.
Mr. D. Bharat Kumar, Adv.
Mr. Anand, Adv.Mr. Ranjit Kumar, Sr.Adv.
Mr. Rana Mukherjee, Adv.
Mr. Siddharth Gautam, Adv.
Mr. Goodwill Indeevar, Adv.
Mr. AK. Prasad, Adv.For Respondent (s) Mr. Tapash Ray, Sr.Adv.
Mr. Ranjan Mukherjee,Adv.
Mr. Bijan Ghosh, Adv.

Mr. Avijit Bhattacharjee,Adv.

Mr. LC. Agrawala, Adv.

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

I.A.No.5 IN CA.5204/2000

Having heard learned counsel for the parties, the decision as reported in Calcutta Guj. Education Society & Anr. Vs. Calcutta Municipal Corporation & Ors. [2003 (6) SCALE 802] needs correction, insofar as, it concerns conclusion (2) in paragraph 51 to make it in accord with para 25, by adding the words 'or liable' after the words 'persons primarily liable'. I.A.No.5 is disposed of in the above terms.

I.A.No.3 in CA.5203/2000 & I.A.No.4 in CA.1572/2001

I.A.Nos. 3 and 4 are dismissed as withdrawn.

(S. Thapar)
PS to Registrar(V.P. Tyagi)
Court Master

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

I.A.NO.3 IN CIVIL APPEAL NO. 5203 OF 2000

C.G.E.S & Anr.Appellant (s)

Versus

Calcutta Municipal Corporation & Ors.Respondent (s)

WITH

I.A.NO.5 IN CA.NO.5204/200 & I.A.NO.4 IN CA.1572/2001

O R D E R

I.A.No.5 IN CA.5204/2000

Having heard learned counsel for the parties, the decision as reported in Calcutta Guj. Education Society & Anr. Vs. Calcutta Municipal Corporation & Ors. [2003 (6) SCALE 802] needs correction, insofar as, it concerns conclusion (2) in paragraph 51 to make it in accord with para 25, by adding the words 'or liable' after the words 'persons primarily liable'. I.A.No.5 is disposed of in the above terms.

I.A.No.3 in CA.5203/2000 & I.A.No.4 in CA.1572/2001

I.A.Nos. 3 and 4 are dismissed as withdrawn.

.....J
(Y.K. Sabharwal)

New Delhi,.....J
December 02, 2003(D.M. Dharmadhikari)