

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

Petition(s) for Special Leave to Appeal (Civil) No.6294/1999

(From the judgement and order dated 25/09/1998 in CR 26/98
of The HIGH COURT OF PATNA)

RAJIV SACHDEVA

Petitioner (s)

VERSUS

S.B.I., DHANBAD & ORS

Respondent (s)

(With prayer for interim relief)
(With Appln(s). for c/delay in filing SLP)

(With Office Report)

Date : 10/11/2000 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M. JAGANNADHA RAO
HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

For Petitioner (s) Mr.A.Lal,adv
Mr.Rana Ranjit Singh,adv
Mr. Rana Ranjit Singh,Adv.

For Respondent (s) Mr.M.P.Jha,adv
Mr. Anil K. Chopra,Adv.

Mr.R.Sundara Varadan,adv
Mr. R.N. Keshwani,Adv.

Mr.A.V.Palli,Sr.adv
Mrs.Rekha Palli,Adv.

UPON hearing counsel the Court made the following

O R D E R

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Leave graned.

Appeal is disposed of in terms of the signed
order.

(T.K.Viswanadhan)
Cour Master

(S.Malkani)
Court Master

(Signed order is placed on the file)

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

C I V I L A P P E L L A T E J U R I S D I C T I O N

(Arising out of S.L.P.(C) No. 6294/1999))

Rajiv Sachdeva Petitioner

Vs.

StateBank of India & Ors. Respondents

O R D E R@@
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Leave granted.

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In view of the recent judgment of this Court in United Bank of India vs. Abhijeet Tea Co. Ltd. 2000@@
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SCALE (6) 283, we set aside the judgment of the High Court dated 25.9.98 and direct the Registrar of the High Court of Patna to transfer the counter claim filed by the petitioner, to the Tribunal constituted under the Recovery of Debts due to Banks & Financial Institutions Act, 1993, to be tried along with the connected Title (Mortgage) Suit No.38//86.

Appeal is disposed of accordingly.

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.....J
(M.Jagannadha Rao)

New Delhi,
November 10, 2000

.....J
(K.G.Balakrishnan)