

n

C.A.No. 941-945 OF 2004
ITEM No.43

Court No. 2

SECTION IIIA

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.NOS.1-5 & 11-15 IN Civil Appeal Nos.941-945/2004

C.T. KOCHOUSEPH

Appellant (s)

VERSUS

STATE OF KERALA & ANR.
(For stay and office report)

Respondent (s)

Date : 11/05/2005 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N. SANTOSH HEGDE
HON'BLE MR. JUSTICE S.B. SINHA
HON'BLE MR. JUSTICE B.N. SRIKRISHNA

For Appellant (s)Mr. Vinod M.P., Adv.
Mr. Ajay K. Jain, Adv.

Ms. Seema Jain, Adv.

For Respondent (s)

Mr. Ramesh Babu M.R.,Adv.

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

By our order dated 2nd May, 2005, we have directed the appellant to deposit 50% of the demand in regard to all the disputed years. We also directed the amount already deposited should be given credit. Today learned counsel for the petitioner brings to our notice that this direction to deposit, in question, was made with a view to stay recovery of memo of excess 50% but the same is not recorded. We think the learned counsel is right in his submission. Subject to the deposit of 50% of the demand, we stay the balance of recovery.

(Ganga Thakur)
PS to Registrar

(Prem Prakash)
Court Master