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C.A.No. 6350 OF 1998

ITEM No.05

Court No. 1

SECTION XVI
A/N MATTER

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

IA No 2 In Civil Appeal.No.6350/1998

RANJIT CHOWDHURY & ORS

Appellant (s)

VERSUS

DILIP K. ROY & ORS

Respondent (s)

(For vacating stay)
(With Office Report)

Date : 12/04/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE R.C. LAHOTI
HON'BLE MR. JUSTICE BRIJESH KUMAR

For Appellant (s) Mr. GL Sanghi, Sr. Adv.
Mr. G.S. Chatterjee, Adv.

For Respondent (s) Mr. Bhaskar P. Gupta, Sr. Adv.
Mr. Avijeet Bhattacharjee, Adv.
Mr. Sonjoy Kr. Ghosh, Adv.
Mr. Atanu Saikia, Adv.
Mr. Satish Vig, Adv.

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

.....L.....I.....T.....T.....T.....T.....T.....T.....J
.SP2

I.A.No.2 is disposed of.

.SP1

(Meena Sarin)
AR Cum PS

(Prem Prakash)
Court Master

Signed order is placed on the file.

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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

I.A. NO. 2
IN
CIVIL APPEAL NO. 6350 OF 1998

Ranjit Chowdhury and Ors.

Appellants

Versus

Dilip Kumar Roy and Ors.

Respondents

O R D E R

Mr. Sanghi submits that this petition be adjourned because the appellants have filed a Special Leave Petition against an order of eviction and that petition is yet to be numbered and likely to be listed shortly. We cannot agree.

After hearing learned counsel for the parties, we are of the opinion that in the established facts and circumstances of this case, the interim order made on 31st August, 1998 needs to be vacated and we make an order accordingly.

The Special Leave Petition referred to by Mr. Sanghi shall come up for consideration on its own merits, as and when listed.

I.A. No.2 is disposed of accordingly.

.....CJI.

.....J.
(R.C. LAHOTI)

.....J.
(BRIJESH KUMAR)

New Delhi;
April 12, 2001.