

SECTION XVII

MATTER FOR:
COURT NO.
ITEM NO.

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.6008 OF 2004

SOL PHARMACEUTICALS LTD. ...Appellant

VERSUS

BALDWA VIJAY & ORS. ...Respondents

OFFICE REPORT FOR DIRECTIONS

The office report for directions in the matter above mentioned was listed before the Hon'ble Judge in Chambers on 12.05.2015, when the Court was pleased to pass the following order:

" Issue notice to the respondents for withdrawal of the amount, returnable in four weeks."

It is submitted that notice was issued to all the 142 respondents through registered A.D . Respondent nos. 1,9,12,13,21, 22-26,30,37,38,45-50,65,72,73,75,93,93A,94-97,99,100,116,117,119 and 122 are represented through Mr. A.P. Medh, Advocate. Duly signed A.D. Card have been received back in respect of respondent nos.4,10,11,16,18,19,28,31,32,35,39,40,41,44,51,52,55,56,57,59,60, 61,63,67,68,68A,69,70,70A,71,74,81,82,83,84,85,87,89,103 to 108, 111,114,115,118,120,127,128,129,132,133,138,139,141 and 142 but no one has entered appearance on their behalf. Respondent nos. 3,20,27,36,66,76,78,79,80,86,101,102,109,110,,122A,123 and 125 have been served by way of publication at the notice stage but no appearance has been filed so far. Neither A.D. cards nor unserved cover have been received back in respect of remaining respondent nos.2,5-8,14,15,17,29,33,34,42,43,53,54,58,62,64,77,88,112,113, 121, 124,126,130,131,134-137 and 140 in the matter so far.

It is further submitted that Respondent no. 60 has sent a letter by post stating that he is not entitled to receive the suitor fund amount as he has already received an amount of Rs. 50,000/- from the appellant Company. (Copy of the letter is enclosed herewith)

It is lastly submitted that Respondent nos. 70A and 71 have sent a letter by post stating that they are entitled to receive the aforesaid amount but are unable to attend the Courts' Proceedings. The same are defective as they have not filed a proper application for withdrawal of the said amount. (Copies of the letter is also enclosed herewith). Mr. Abhijat P. Medh, Counsel for the represented respondents and other served respondents have not filed application for withdrawal of the suitor fund amount in the matter so far. Original Paper books have been weeded out after due preservation as per policy. Orders are solicited on the deposited suitor fund amount of Rs. 50,000/- lying with the Registry.

In view of the above, the Office report for directions above-mentioned is listed before the Hon'ble Judge-in-Chambers for further Orders.

DATED THIS THE 17th DAY OF NOVEMBER, 2015.

ASSISTANT REGISTRAR

Copy to : Mr. M.C.Dhingra, Advocate
Mr. Abhijat P. Medh, Advocate

ASSISTANT REGISTRAR