

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

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).4561/2006

(From the judgement and order dated 06/10/2005 in FAT No. 3213/2003 & CAN No. 4249/2004 of
The HIGH COURT OF CALCUTTA)

STATE OF WEST BENGAL

Petitioner(s)

VERSUS

JAGADISH PROSAD AGARWAL

Respondent(s)

WITH SLP(C) NO. 5404 of 2006

SLP(C) NO. 5667 of 2006

(With prayer for interim relief and office report)

Date: 13/04/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.K. SEMA

HON'BLE MR. JUSTICE R.V. RAVEENDRAN

For Petitioner(s) Mr. Avijit Bhattacharjee,Adv.

For Respondent(s) Mr. Ranjit Kumar,Sr.Adv.

Mr. Pijush K. Roy,Adv.

Mr. Chayan Ghosh Dastidar,Adv.

Mr. G. Ramakrishna Prasad,Adv.

UPON hearing counsel the Court made the following

O R D E R

Issue notice in SLP(C) Nos.5404/06 & 5667/06. Mr. G. Ramakrishna Prasad, learned

counsel entered appearance on behalf of the respondent. In all these petitions the order dated 6.10.05

passed by the High Court of Calcutta in C.A. No. 4249/04 directing the appellant to deposit the entire

amount of the Award and further directing the claimant to withdraw 25% of the amount without any

security has been assailed. After hearing the parties we modify the order of the High Court to the

extent that the appellant shall deposit 50% of the Awarded amount within two weeks from today and

the claimant shall be entitled to withdraw 25% of the deposited amount without furnishing security.

The rest 25% of the deposited amount shall be withdrawn by furnishing bank guarantee.

The Special Leave Petitions are disposed of in the above terms.

(Ganga Thakur)

PS to Registrar

(Anand Singh)

Court Master