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OUT TODAY
ITEM NO.105

COURT NO.6 SECTION XVI
S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No(s). 4332/2009
SWADESHI COMMERL.CO.LTD.AND ANR. Appellant(s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)
(with office report)

Date : 05/04/2017 This appeal was called on for hearing today.

CORAM : HON'BLE MRS. JUSTICE R. BANUMATHI
HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

For Appellant(s) Mr. Rana Mukherjee, Sr. Adv.
Ms. Daisy Kannah, Adv.
Mr. Shekhar Kumar, Adv.

For Respondent(s) Mr. K. Radhakrishnan, Sr. Adv.
Mr. Rupesh Kumar, Adv.
Mr. T. C. Sharma, Adv.
Ms. Diksha Rai, Adv.
Ms. Kiran Bhardwaj, Adv.
Mr. B. K. Prasad, Adv.
Ms. Sushma Suri, Adv.

UPON hearing counsel the Court made the following

O R D E R

Mr. Rana Mukherjee, learned senior counsel appearing for the appellants, submits that the High Court has recorded a clear finding that the immovable property/tenanted premises is not an enemy property and when Bank of Pakistan has ceased to operate from the year 1965, there could be no difficulty for Respondent Nos. 1 and 2 to hand over possession back to the appellants, especially when Respondent Nos. 1 and 2 have not challenged the order passed by the High Court.

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Mr. K. Radhakrishnan, learned senior counsel appearing for Union of India, submits that Respondent Nos. 1 and 2 are deliberating the matter and are endeavoring to resolve the issue.

At the request of Mr. Radhakrishnan, learned senior counsel, list the matter on 02.05.2017.

(Jayant Kumar Arora)
Court Master (Suman Jain)
Court Master