

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).5814/2006

(From the judgement and order dated 01/02/2005 in WA No. 919/2004 & WAVMP  
No. 2407/2004 & WAMP No. 4305/2005 of The HIGH COURT OF A.P AT  
HYDERABAD)

M/S. HINDUSTAN CABLES LTD. & ANR.

Petitioner(s)

VERSUS

O. MUNIASWAMY REDDY & ORS.

Respondent(s)

(With appln(s) for c/delay in filing SLP, PERMISSION TO PLACE ON RECORD  
SUBSEQUENT FACTS and prayer for interim relief and office report ))  
(For final disposal)

Date: 27/04/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE MARKANDEY KATJU

For Petitioner(s)

Mr. Rana Mukherjee, Adv.

Mr. Sridhar Potaraju, Adv.

Mr. Sudhir Mishra, Adv.

Mr. D. Julius Riamei, Adv.

For Respondent(s)

Mr. T.N. Rao, Adv.

Mr. R. Mohan, ASG

Mr. G. Prakash, Adv.

Mr. V.K. Verma ,Adv

UPON hearing counsel the Court made the following

O R D E R

Delay condoned.

Leave granted.

The appeal is allowed in terms of the signed order.

I

(Meenu Sethi)

(Pushap Lata Bhardwaj)

Court Master

Court Master

Signed order is placed on the file

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 2219 /2007

(@ SLP(C) No. 5814/2006)

M/s Hindustan Cables Ltd. & Anr. ...Appellants

Versus

O. Muniaswamy Reddy & Ors. ...Respondent

ORDER

Delay condoned.

Leave granted.

The Division Bench of the Andhra Pradesh

High Court directed the appellants herein to deposit the arrears as per the revised pay scales upto 31.3.2001 in a Nationalized Bank observing that such a deposit shall be subject to the result of the appeal.

Without going into the merit of the matter, we are of the opinion that as the appellant-Company is a sick Company within the meaning of Sick Industrial Companies (Special Provisions) Act, 1985 (SICA 1985), interest of justice would be subserved if the appeal itself is directed to be heard at an early date. We, therefore, set aside the direction of the High Court upon the appellants to deposit the entire amount and remit the matter back to the High Court. We would request the High Court to consider the desirability of disposing of the matter as expeditiously

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as possible and preferably within a period of three months from the date of communication of this order.

The appeal is allowed.

.....J.

[ S.B. SINHA ]

.....

...J.

[MARKANDEY

KATJU]

New Delhi,

April 27, 2007