

ITEM NO.201

COURT NO.7

SECTION IX

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 (C) NO(S). 5256/2006
(ARISING OUT OF IMPUGNED FINAL JUDGMENT AND ORDER DATED
7/8/11.4.2005 IN SCA NO. 1188/2004 PASSED BY THE HIGH COURT OF
GUJARAT AT AHMEDABAD)

JOGADIA POLYMERS PVT. LTD

PETITIONER(S)

VERSUS

BHAVNAGAR DIST. COOP BANK & ORS.

RESPONDENT(S)

(WITH APPLN. (S) FOR BRING ON RECORD THE SUBSEQUENT
EVENTS/DIRECTIONS AND C/DELAY IN FILING SLP AND DIRECTIONS AND
PERMISSION TO FILE ADDITIONAL AFFIDAVIT AND INTERIM RELIEF AND
OFFICE REPORT)
(FOR FINAL DISPOSAL)

Date : 04/01/2016 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE PRAFULLA C. PANT

For Petitioner(s)

Ms. Meenakshi Arora, Sr. Adv.
Mr. Rahul Narayan, Adv.
Mr. Mohit Singh, Adv.

For Respondent(s)

Mr. Anil Kumar Sangal, Adv.
Mr. Siddharth Sangal, Adv.

Mr. Anupam Lal Das, Adv.

Mr. Jaideep Gupta, Sr. Adv.
Mr. Amar Dave, Adv.
Mr. E. C. Agrawala, Adv.

Mr. Mohit D. Ram, Adv.
Mr. Neeraj Kumar, Adv.

Mr. Nikhil Goel, Adv.
Ms. Naveen Goel, Adv.

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

The Ship in question has been dismantled and the scrap thereof have been sold in terms of the order(s) of this Court. An amount of Rs.3.07 crores (approx.) has been collected which should be lying in deposit with the Court Appointed Committee. There seems to be several claimants who have raised different claims under various heads. To enables us to effectively consider the matter and dispose of the same we direct each of the claimants to lay before us in writing the amount of their respective claim(s) as well as the basis of such claim(s). To all the aforesaid contentions as may be advanced before us in writing, the petitioner will have a right of reply. Once the aforesaid material is available which should be so available on or before 17th February, 2016, we propose to hear the matter on 23rd February, 2016. We make it clear that in the event the amount of Rs.3.07 crores has not been deposited with the Court Appointed Committee, the same shall be so deposited forthwith by the petitioner.

It is stated by Shri Jaideep Gupta, learned Senior Counsel appearing for the respondent No.1 - Bhavnagar District Cooperative Bank that the claims raised before

this Court by the other claimants are not tenable and, therefore, are not required to be considered by this Court. The said position is disputed and will be considered after receipt of the written contentions and replies in terms of the above directions.

[VINOD LAKHINA]
COURT MASTER

[ASHA SONI]
COURT MASTER