

ITEM NO.108

COURT NO.4

SECTION IX

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

CIVIL APPEAL NO. 3259/2008

BANK OF BARODA

APPELLANT(S)

VERSUS

JEEVAN COMMERCIAL CO-OP.BANK LTD.& ORS. RESPONDENT(S)
(WITH APPLN. (S) FOR PERMISSION TO FILE ADDL. DOCUMENTS AND INTERIM
RELIEF AND OFFICE REPORT)

Date : 30/03/2017 This appeal(s) was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE NAVIN SINHAFor Appellant(s) Mr. Avi Tandon, Adv.
Mr. Rohit Sthalekar, Adv.
Ms. Vasudha Zutshi, Adv.
Mr. T. Mahipal, Adv.For Respondent(s) Mr. Rauf Rahim, AOR
Mrs. P.D. Dey, Adv.
Mr. Abhijat P. Medh, Adv.UPON hearing the counsel the Court made the following
O R D E R

The appeal(s) is dismissed in terms of the signed order. Consequently, all pending applications are also disposed of.

[VINOD LAKHINA]
COURT MASTER[ASHA SONI]
COURT MASTER

[SIGNED ORDER IS PLACED ON THE FILE]

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO. 3259/2008

BANK OF BARODA . . . APPELLANT

VERSUS

JEEVAN COMMERCIAL CO-OP. BANK LTD.
& ORS. . . RESPONDENTS

ORDER

1. Respondent No.10, the auction purchaser, in Misc. Civil Application for Review No.2018 of 2001 before the High Court has not been made a party in the present appeal(s). Though he is an affected party he has also chosen not to contest the impugned order dated 6th October, 2006 passed in the aforesaid Misc. Civil Application for Review. The appeal(s) has been pending for the last 10 years. At this belated stage, we do not consider it appropriate to permit the appellant to implead the auction purchaser as a party in the present appeal(s).

2. In the aforesaid circumstances, we have no other option but to dismiss the present appeal(s). We order accordingly.

.....,J.
(RANJAN GOGOI)

.....,J.
(NAVIN SINHA)

NEW DELHI
MARCH 30, 2017