

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).5013/2005

(From the judgment and order dated 15/12/2004 in CA No. 9238/2004 in FA No. 2670/2004 of The HIGH COURT OF GUJARAT AT AHMEDABAD)

INDIAN AIRLINES CORPORATION

Petitioner(s)

VERSUS

ASHOK D. AGRAWAL AND ORS.

Respondent(s)

(With appln(s) for permission to place addl. documents on record and prayer for interim relief and office report)

- WITH SLP(C) NO. 5657 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5689 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5715 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5731 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5737 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5628 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5638 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5623 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5829 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5831 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5832 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5834 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5849 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5850 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5851 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5871 of 2005
- (With prayer for interim relief and office report)

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- SLP(C) NO. 5888 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 5889 of 2005
- (With prayer for interim relief and office report)

- SLP(C) NO. 6006 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 6058 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 6061 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 6065 of 2005
- (With prayer for interim relief and office report)
- SLP(C) NO. 6070 of 2005

(With prayer for interim relief and office report)
SLP(C) NO. 6478 of 2005
(With prayer for interim relief and office report)
SLP(C) NO. 6482 of 2005
(With prayer for interim relief and office report)
SLP(C) NO. 6485 of 2005
(With prayer for interim relief and office report)
SLP(C) NO. 6511 of 2005
(With prayer for interim relief and office report)
SLP(C) NO. 6516 of 2005
(With prayer for interim relief and office report)
SLP(C) NO. 6519 of 2005
(With prayer for interim relief and office report)
SLP(C) NO. 6522 of 2005
(With prayer for interim relief and office report)
SLP(C) NO. 6530 of 2005
(With prayer for interim relief and office report)
SLP(C) NO. 8114 of 2007
(With prayer for interim relief and office report)
SLP(C) NO. 8394 of 2007
(With prayer for interim relief and office report)
SLP(C) NO. 8396 of 2007
(With prayer for interim relief and office report)
SLP(C) NO. 8397 of 2007
(With prayer for interim relief and office report)

Date: 01/08/2008 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE MR. JUSTICE HARJIT SINGH BEDI

For Petitioner(s) Mr. Punit Dutt Tyagi, Adv.
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For Respondent(s) Mr. R.N. Keshwani, Adv.

Mr. T.S. Doabia, Sr. Adv.
Ms. Savitri Pandey, Adv.
Mr. A. Tarique, Adv.
Mr. Kishan Kumar, Adv.
Mrs Anil Katiyar ,Adv

Mr. E.R. Kumar, Adv.
Mr. Ajay Kumar Jha, Adv.
Ms. Rukmini, Adv. for
M/S. Parekh & Co.

Mr. Ejaz Maqbool, Adv.

Mr. E.C. Agrawala, Adv.

UPON hearing counsel the Court made the following
ORDER

This court on 17.5.2007 passed the following order:

"It is stated that the main appeal is listed for hearing before the High Court on 21.6.2007. The High Court shall proceed to hear the appeal day-to-day and dispose of it on merits. In other words, pendency of these SLPs would not preclude the High Court to dispose of the appeal on merits as directed.

List these petitions in the month of August, 2007."

On 3.8.2007, following order was passed:

"It is stated that the appeals pending before the High Court are posted for hearing on 31.8.2007. As indicated by this Court on 17.5.2007, we hope that the High Court shall proceed to hear the appeal day-to-day and dispose of on merits on the date fixed.

Thereafter, on 21.9.2007, following order was passed

:

"Letter is circulated for adjourning this matter for
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a period of 8 weeks. Call after eight weeks, as prayed.

In the meantime, we reiterate our orders dated 17.5.2007 and 3.8.2007 with the request to the High Court to constitute a Bench for hearing the appeal and the same shall be heard day-to-day and disposed of on merits at the earliest."

Thereafter, on 4.4.2008, this court passed the following order:

"Adjourned till August, 2008.

In the meantime, the High Court is requested to dispose of the appeal within eight weeks. Parties to cooperate with the High Court"

Learned counsel appearing for the parties submit that despite number of orders passed by this Court the appeal has not been disposed of by the High Court.

In the peculiar facts and circumstances of the case, we once again request the High Court to dispose of the appeal as expeditiously as possible and, in any event, within two months from the date of communication of this order.

(Pardeep Kumar)
Court Master

(Neeru Bala Vij)
Court Master