

SUPR EME COU RT OF I N D I A
RECORD OF PROCEEDINGS

REVIEW PETITION (C) NO. 254 OF 2007 in CIVIL APPEAL No. 6324/2005

ASSAM SMALL SCALE IND.DEV.CORP.L & ORS.

Petitioner(s)

VERSUS

M/S. J.D. PHARMACEUTICAL & ANR.

Respondent(s)

(With appln(s) for c/delay in filing review petition and office report)

Date: 16/07/2007 This Petition was circulated today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA
HON'BLE MR. JUSTICE R.V. RAVEENDRAN

For Petitioner(s) Mr. Arunabh Chiowdhury,Adv.
Ms. Pragya Singh Baghel,Adv.
Mrs. Manik Karanjawala,Adv.

For Respondent(s) Mr. Pravir Choudhary,Adv.
Mr. S.P. Roy,Adv.
Ms. Babita Sant,Adv.
Mr. Vinay Kr. Roy,Adv.

UPON perusing papers the Court made the following
ORDER

Delay condoned.
The review application is allowed in terms of the signed order. No
costs.

(A.S. BISHT)
COURT MASTER

(PUSHAP LATA BHARDWAJ)
COURT MASTER

(Signed order is placed on the file)
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

REVIEW PETITION (C) NO. 254 OF 2007 in CIVIL APPEAL No. 6324/2005

ASSAM SMALL SCALE IND.DEV.CORP.LTD. & ORS.

Petitioner(s)

VERSUS

M/S. J.D. PHARMACEUTICAL & ANR.

Respondent(s)

ORDER

Delay condoned.

Having heard the learned counsel for the parties, we modify our Judgment dated 7.10.2005 by deleting bracketed portion of paragraph 40 of our judgment i.e. the words "(compound interest at the rate of 23.5% per annum)". We, however, clarify that the plaintiff-respondent would be entitled to interest in respect of the transactions entered into by and between the parties on or after 23.9.1992 at the rate specified under the 1993 Act, till the date of coming into force of Act No.23 of 1998 viz.10.8.1998, and from the said date at the rate provided for in terms of Section 4 thereof.

The review application is allowed to the aforementioned extent. No costs.

.....J
(S.B. SINHA)

.....J
(R.V. RAVEENDRAN)

NEW DELHI,
JULY 16, 2007.