

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).3621/2007
(From the judgement and order dated 10/10/2006 in AN No. 2196/2000 &
AN No. 2197/2000 of The HIGH COURT OF A.P AT HYDERABAD)

M/S. PADIA TIMBER CO. P. LTD.
VERSUS

Petitioner(s)

BOARD OF TRUSTEES OF V.PORT TRUST

Respondent(s)

(With appln(s) for permission to file additional documents and prayer for
interim relief and office report)
(For final disposal)

Date: 10/12/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA
HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA
HON'BLE MR. JUSTICE B. SUDERSHAN REDDY

For Petitioner(s) Mr. Raju Ramachandran, Sr. Adv.
Mr. Devashish Bharuka, Adv.
Mr. J. Bharuka, Adv.
Mr. A.K. Singh, Adv.

For Respondent(s) Mr. T.L.V. Iyer, Sr. Adv.
Mr. Atul Pandey, Adv.
Ms. Zeba Khan, Adv.
Mr. Vikas Bausede, Adv.
Dr. Kailash Chand, Adv.

UPON hearing counsel the Court made the following
ORDER

Although, a limited notice was issued, having heard learned
counsel for the parties, we are of the opinion that it is fit case while recalling
the said order, leave should be granted.

We may, however, place on record the statement made at the
Bar by Mr. T.L.V. Iyer, learned senior counsel that in fact the relief claimed by
the appellant herein for refund of earnest money is in respect of another
contract and not the one in which the plaintiff-respondent has filed O.S. No.106
of 1993 claiming damages. The said question shall remain open.

List the appeal for hearing in January, 2009 before an
appropriate Bench.

[Meenu Sethi]
A.R.-cum -P.S.

[Vinod Kulvi]
Court Master