

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

RECORD OF PROCEEDINGS

IA 5 & 6 /2005 in CIVIL APPEAL NO. 7948 OF 2004

HARIDAS DAS

Appellant (s)

VERSUS

USHA RANI BANIK & ORS.

Respondent(s)

(for early hearing and disposal of I.A. No. 3 i.e. application for modification of order dated 16.04.2004 and appropriate directions for initiating contempt proceedings against Apu Banik and office report)

Date: 14/07/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Appellant (s)

Mr. A.K. Ganguli, Sr. adv.

Mr. Chanchal Kumar Ganguli, Adv.

For Respondent(s)

Mr. Apu Banik in person, claiming to be

P/A holder of Respondent No.1

UPON hearing counsel the Court made the following

O R D E R

There is an inadvertent error/typing error in the order dated 16.4.2004. The date

mentioned therein as '13th August, 1992' has to be corrected as '19th August, 1982'. This fact is clear

from the copy of the plaint in Title Suit No. 201/1985 available at page 173 of the paper book (reference

may be had to para 7 of the plaint). It is ordered accordingly.

The prayer for early hearing is refused and the plea raised in I.A. No.5 & 6 insofar as it

relates to the merits shall be open for consideration at the time of final hearing of the appeal.

Mr. Apu Banik is appearing in person claiming himself to be power of attorney holder of

respondent No.1. He is in the habit of filing applications after applications. The Registry is directed to

ascertain the identity of the person filing any application hereafter in this matter and to make a proper

endorsement of presentation on the application.

Mr. Apu Banik cannot be permitted to represent respondent No. 1 without seeking leave

of the Court which as and when sought for shall be considered on its own merits.

(Ajay Kr. Jain)  
(Radha R. Bhatia)

Court Master  
Court Master