

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS  
CIVIL APPEAL NO(s). 5830 OF 2004

M/S. THE HIMALAYA DRUG COMPANY

Appellant (s)

VERSUS

M/S. GUFIC LTD. & ANR.

Respondent(s)

(With appln(s) for directions, permission to submit additional document(s) and prayer for interim relief )

Date: 23/02/2011 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AFTAB ALAM  
HON'BLE MR. JUSTICE R.M. LODHA

For Appellant(s) Mr. Lalit Chauhan, Adv.  
Mr. Nitin Thukral, Adv.  
Ms. Pallavi Sharma, Adv.  
For M/S. Parekh & Co.

For Respondent(s) Mr. Abhinav Vashisht, Sr. Adv.  
Mr. Bhargava V. Desai, Adv.  
Mr. Rahul Gupta, Adv.  
Mr. Nikhil Sharma, Adv.

UPON hearing counsel the Court made the following  
O R D E R

In the previous order passed on October 20, 2010, this Court had observed that it was open to the trial court to proceed with the suit and to dispose it of as early as possible and preferably within the next four months.

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Today we are informed that the proceedings before the trial court are still stuck up at the stage of amendment to the written statements.

A letter dated January 31, 2011 is also received from the trial court explaining the circumstances in which the trial could not be completed within the period of four months as observed in our previous order and a request is made for extension of time by three months.

Counsel for the two sides also make a joint prayer for extending the time for disposal of the suit by the trial court.

In our view, the two sides must also show their concern for expeditious disposal of the matter before the trial court and should help the Court to conclude the trial at an early date.

We hope and expect that with the cooperation of the two sides, the trial court will be able to dispose of the suit within the next three months from today.

Put up after three months.

(Neetu Khajuria)  
Sr. P.A.

(S.S.R. Krishna)  
Court Master