

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

Petition(s) for Special Leave to Appeal (Civil) No(s).24968/2005

(From the judgement and order dated 05/07/2005 in CMWP No.  
29210/1996 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

SHIV SHANKAR DWIVEDI

Petitioner(s)

VERSUS

FATEHPUR DIST. CO-OPERATIVE BANK LTD.

Respondent(s)

(With appln(s) for permission to place addl. documents on record  
and office report )  
(for final disposal)

With SLP(C) No.24981 of 2005

(With appln.(s) for permission to place addl. Documents on record  
and office report)  
(For final disposal)

SLP(C) NO.24989 OF 2005

(With appln.(s) for permission to place addl. Documents on record  
and office report)  
(For final disposal)

SLP(C) NO.24990 OF 2005

(With appln.(s) for permission to place addl. Documents on record  
and office report)  
(For final disposal)

SLP(C) NO.25047 OF 2005

(With appln.(s) for permission to place addl. Documents on record  
and office report)  
(For final disposal)

WITH

SLP(C) NO.25050 OF 2005

(With appln.(s) for permission to place addl. Documents on record  
and office report)  
(For final disposal)

SLP(C) NO.10938 OF 2006)

(With appln.(s) for permission to place addl. Documents on record  
and office report)  
(For final disposal)

SLP(C) NO.16737 OF 2006

(With appln.(s) for C/delay in filing SLP and bringing Lrs on  
record and C/delay in filing substitution application and office  
report)  
(For final disposal)

...2/-

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Date: 09/09/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI  
HON'BLE DR. JUSTICE B.S. CHAUHAN

For Petitioner(s)

Mr. Bharat Sangal, Adv.  
Mr. R.R.Kumar, Adv.  
Ms. Mrinalini Oinam, adv.  
Ms. Veenika Tomar, Adv.

For Respondent(s)

Mr. Shrish Kumar Misra, Adv.  
Mr. Garvesh Kabra, Adv.

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

Delay condoned.  
The application for substitution is allowed.  
Leave granted in all the matters.  
These appeals are disposed of in terms of the  
signed order.

(Sukhbir Paul Kaur)  
Court Master

(Neeru Bala Vij)  
Court Master

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

CIVIL APPEAL NO.6189 OF 2009  
(Arising out of S.L.P.(C) No.24968 OF 2005)

SHIV SHANKAR DWIVEDI

Appellant(s)

Versus

FATEHPUR DIST. CO-OPERATIVE BANK LTD.

Respondent(s)

WITH

CIVIL APPEAL NO.6190 OF 2009  
(Arising out of S.L.P.(C) No.24981 OF 2005)

CIVIL APPEAL NO.6191 OF 2009  
(Arising out of S.L.P.(C) No.24989 OF 2005)

CIVIL APPEAL NO.6192 OF 2009  
(Arising out of S.L.P.(C) No.24990 OF 2005)

CIVIL APPEAL NO.6193 OF 2009  
(Arising out of S.L.P.(C) No.25047 OF 2005)

WITH

CIVIL APPEAL NO.6194 OF 2009  
(Arising out of S.L.P.(C) No.25050 OF 2005)

CIVIL APPEAL NO.6195 OF 2009  
(Arising out of S.L.P.(C) No.10938 OF 2006)

O R D E R

We have heard learned counsel for the parties.

Leave granted in all the matters.

...2/-

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Learned counsel appearing on behalf of the respondent-Bank pointed out that the impugned order of the High Court is appealable before the Division Bench of the Allahabad High Court. In this view of the matter, these appeals are not maintainable. We find considerable force in the submission made by the learned counsel for the respondent. Consequently, these appeals being devoid of any merit are, accordingly, dismissed.

In the peculiar facts and circumstances of this case, we direct that in case Special Appeals as envisaged under the Act are filed within a period of eight weeks from today, the High Court may condone the delay in filing the Special Appeal.

Learned counsel appearing on behalf of the appellants submit that the appellants are agitating the matter for a long time and they are all quite old. In this view of the matter, we request the High Court to dispose of the Special Appeals filed by them as expeditiously as possible.

These appeals are accordingly, disposed of.

.....J.  
(DALVEER BHANDARI)

.....J.  
(DR. B.S. CHAUHAN)