

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

Petition(s) for Special Leave to Appeal (Civil) No.7082/2000
(From the judgement and order dated 08/03/2000 in Misc.
Petition No. 49/93 of the Special Court (Trial of Offences
Relating to Transactions in Securities) at Bombay)

ALLBANK FINANCE LTD.

Petitioner (s)

VERSUS

CUSTODIAN & ORS.

Respondent (s)

(With prayer for interim relief)

Date : 04/12/2000 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. KIRPAL
HON'BLE MRS. JUSTICE RUMA PAL

For Petitioner (s) Mr. P Chidambaram, Sr. Adv.
Mr. Dhruv Mehta and Mr. S K Mehta, Advs. for
M/s K.L. Mehta & Co.,Advs.

For Respondent (s) Mr. S Rustomjee, Adv.
Mr. A. Subba Rao,Adv.

Ms. Kamini Jaiswal,Adv.

Mr. E.C. Agrawala,Adv.
Mr. Mahesh Agarwal and Mr. Rishi Agarwal,Advs.

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

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Special leave granted.

The appeal is allowed in terms of the signed order.
No costs.

(D.P. Walia)
Court Master

(S.S. Gupta)
Court Master

(Signed Order is placed on the file)

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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 7108 OF 2000@@
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[arising out of S.L.P.(C) No. 7082/2000]

Allbank Finance Ltd. ..Appellant(s)

vs.

Custodian & Ors. ..Respondent(s)

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Special leave granted.

We have heard the learned counsel for the parties.

Without going into the merits of the case, in our opinion, the Special Court should have allowed the amendment prayed for subject to such objections which may be taken in the amended written statement.

We, accordingly, allow this appeal, set aside the order of the Special Court and direct that the application for amendment filed by the appellant will stand allowed.

No costs.

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.....J.
(B.N. KIRPAL)

.....J.
(RUMA PAL)

New Delhi;
December 4, 2000.

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