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SLP(C)No. 6876 OF 2004
ITEM No.17

Court No. 8

SECTION XVI

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.6876/2004

(From the judgement and order dated 17/03/2004 in APOT 126/04
of The HIGH COURT OF CALCUTTA)

WEST BENGAL FINANCIAL CORPORATION & ANR.

Petitioner (s)

VERSUS

BANSAL REFINEREIS PVT. LTD. & ANR.

Respondent (s)

(With Appln(s). for exemption from filing c/c of the impugned Judgment)
(With prayer for interim relief)

With

SLP(C)No.7007/2004

(With appln. For exemption from filing C/C of the impugned judgment
and with prayer for interim relief)

Date : 19/04/2004 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.N. VARIAVA

HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner (s)Mr. Mukul Rohtagi, ASG

Mr. Ajit Kumar Sinha,Adv.

For Respondent (s)Mr. Rana Mukherjee, Adv.

Mr. Siddharth Gautam, Adv.

Mr. Goodwill Indeevar, Adv.

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

The appeals are disposed of in terms of the signed order.

There will be no order as to costs.

Anita

(Jasbir Singh)

Court Master

(Signed Order is placed on the file.)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 2543 OF 2004

(Arising out of S.L.P. (Civil) No. 6876 of 2004)

WEST BENGAL FINANCIAL CORPORATION & ANR.

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Appellant (s)

Versus

BANSAL REFINERIES PRIVATE LIMITED & ANR.

...

Respondent (s)

WITH

CIVIL APPEAL NO. 2544 OF 2004

(Arising out of S.L.P. (Civil) No. 7007 of 2004)

O R D E R

Leave granted.

By consent taken up for hearing.

Heard learned counsel for the parties.

It seems that pursuant to the impugned Order dated 17th March, 2004 the amount in question has already been deposited in the High Court. The Appellants will be at liberty to withdraw that amount on their filing in this Court, within two weeks from today, an undertaking that in the event of the Respondents (herein) succeeding in the Writ Petition they will return the amount with interest at such rate as may be fixed by the High Court.

The Appeals are disposed of accordingly. There will be no order as to costs.

.....J.

(S.N.Variava)

.....J.

(H.K.Sema)

New Delhi,
April 19, 2004.