

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).6354/2004

(From the judgement and order dated 13/02/2004 in ESA No.622/2004 of the HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

M/S. ONKAR & CO.

Petitioner(s)

VERSUS

LUDHIANA IMPROVEMENT TRUST & ANR.

Respondent(s)

(With application for stay and office report)

(FOR FINAL DISPOSAL)

Date: 12/05/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Petitioner(s)

Mr. Anant Vijay Palli,Adv.

Mrs. Rekha Palli,Adv.

Mrs. Shubra Singh,Adv.

For Respondent(s) Mr. Pardeep Gupta,Adv.

Mr. K.K. Mohan,Adv.

UPON hearing counsel the Court made the following

O R D E R

On 27.1.2006, Mr. A. V. Palli, learned counsel for the petitioner

made a statement before us that if interest is directed to be paid on the

amount deposited by the auction purchaser, the contentions raised in this

SLP would not be adverted to. Learned counsel for the respondents states

that his client is agreeable to pay interest.

Having regard to the facts and circumstances of the case, we direct

that interest on the amount deposited by the auction purchaser shall be paid

at the rate of 9% per annum from the date of deposit till 30th June, 2006.

The matter is adjourned by four weeks. By that time, the

possession of the plot in question shall be returned to the Trust.

It is stated at the Bar that the amount deposited by the auction

purchaser shall be withdrawn in the meantime.

(A.S. BISHT)
BHARDWAJ)

COURT MASTER

(PUSHAP LATA

COURT MASTER