

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

I.A. NO.3/2006

IN

CIVIL APPEAL NO. 4574 OF 2006

DAKSHIN HARYANA BIJLI  
VITRAN NIGAM LTD.

PETITIONER  
(S)

Versus

M/S. PARAMOUNT  
POLYMERS PVT. LTD.

RESPONDENT  
(S)

O R D E R

This is an application with a prayer to modify the order passed by this Court on 19/10/2006 in C.A. No.4574/2006. By the said order, this Court directed the respondent in the appeal to pay a sum of Rs. 25 lakhs to the appellant in the appeal within six weeks. This court further directed that if the respondent failed to deposit the sum of Rs.25 lakhs within the time fixed, the appellant would be free to disconnect the power supply granted to the respondent.

This modification application has been filed with a

2

prayer to reduce the amount of Rs.25 lakhs to Rs.10 lakhs in view of the financial crunch faced by the respondent-company. Mr. Vijay Hansaria, learned senior counsel appearing for the applicant submits that he is ready with a draft of Rs.5 lakhs to be deposited immediately and the rest of Rs.5 lakhs will be deposited by instalments. We have our difficulties in accepting this contention. We, however, extend time to deposit the balance of Rs.20 lakhs in four monthly instalments of Rs.5 lakhs each. The first instalment should be paid on or before 01/01/2007 and the others by the first of the following month. The draft of Rs.5 lakhs is being handed over to the counsel for the appellant today in the Court.

With the aforesaid modification, the I.A. Is disposed

of.

.....J.

( H.K. SEMA )

New Delhi;

.....J.

November 23, 2006.

(

P.K.

BALASUBRAMANYAN )

3

ITEM NO.1

COURT NO.7

SECTION IV

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

RECORD OF PROCEEDINGS

IA 3/2006 in CIVIL APPEAL NO. 4574 OF 2006

DAKSHIN HARYANA BIJLI VITRAN NIGAM LTD.

Appellant (s)

VERSUS

M/S. PARAMOUNT POLYMERS PVT.LTD.

Respondent(s)

(With appln(s) for modification and office report)

Date: 23/11/2006 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.K. SEMA

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Appellant(s)

Mr. Neeraj Kumar Jain, Adv.

Mr. Bharat Singh, Adv.

Mr. Sanjay Singh, Adv.

Mr. Vikrant Hooda, Adv.

Mr. Ugra Shankar Prasad, Adv.

For Respondent(s)

Mr. Vijay Hansaria, Sr. Adv.

Mr. Sanjay Sarin, Adv.

Ms. Sameena Sheikh, Adv.

Mr. Ashok Mathur, Adv.

UPON hearing counsel the Court made the following

O R D E R

I.A. is disposed of in terms of the signed order.

( Ravi P. Verma )

( Anand Singh )

Court Master

Court Master

[Signed order is placed on the file]