

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).7274-7275/2005

(From the judgment and order dated 10/1/05,16/2/05 in WA No. 46/2005 &
RP No. 141/2005 respectively of The HIGH COURT OF KERALA AT ERNAKULAM)

M/S. SAFE CARE ASSOCIATES

Petitioner(s)

VERSUS

FACT MAG.STAFF HSE.COST.CO-OP.STY.L&ORS

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned Judgment,
with prayer for interim relief and with office report)

Date: 18/04/2005 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.M. DHARMADHIKARI

HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner(s) Mr. LN. Rao, Sr.Adv.

Mr. Arvind Kumar, Adv.

Ms. Seema Jain, Adv.

Mr. C.K. Sasi,Adv.

For Respondent(s) Mr. Mukul Rohtagi, Sr.Adv.

Mr. K.R. Sasiprabhu,Adv.

UPON hearing counsel the Court made the following

O R D E R

Since both the parties before us are on application for
impleadment before the

Appellate Authority (AAIFR) under the Sick Industrial Companies (Special Provisions) Act,

1985, we leave the matter to be decided by the Appellate Authority. We make it clear that any

observation made by the High Court in the impugned judgment would not prejudice either of the

parties and the Appellate Authority shall decide the case on merits.

The Special Leave Petition is disposed of accordingly.

(S. Thapar)

(Phoolan Wati Arora)

PS to Registrar

Court Master