

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS
CIVIL APPEAL NO(s). 1575 OF 2007

CHARU KISHOR MEHTA

Appellant (s)

VERSUS

LILAVATI KIRTILAL MEHTA M. TRUST & ORS.

Respondent(s)

(Office report for directions with letter dated 27.8.2007 circulated by Hon'ble Mr. Justice A.A. Halbe, Administrator and I.A. No.2 for direction)

with

Contempt Petition (Civil) No.125/2007 in C.A. No.1575/2007

Date: 28/09/2007 This Appeal was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE V.S. SIRPURKAR

For Appellant(s)/ Mr. Mukul Rohtagi, Sr. Adv.
Petitioner(s) Mr. Ajay Bhargava, Adv.
Mrs. Vinita Bhargava, Adv.
Mr. Amit Sibal, Adv.
Mr. Akhil Sibal, Adv. for
M/s. Khaitan & Co.

For Respondent(s) Mr. Ranjit Kumar, Sr. Adv.
Mr. Vikram Nankani, Adv.
Mr. Tarun Gulati, Adv.
Mr. Praveen Kumar, Adv.
Mr. Jaiveer Shergill, Adv.

Mr. Dushyant Dave, Sr. Adv.
Dr. A.M. Singhvi, Sr. Adv.
Mr. Buddy Ranganadhan, Adv.
Mr. A.V. Rangam, Adv.

Mr. Shyam Diwan, Sr. Adv.
Mr. Paramjit Singh Patwalia, Sr. Adv.
Mr. Ramji Srinivasan, Adv.
Mr. Lalit Chauhan, Adv.
Ms. Ranjeeta Rohatgi, Adv.
Ms. Mary Mitzy, Adv.
Mr. Arjun Garg, Adv.
Mr. I. Nankani, Adv.
Mr. Chetan Kapadia, Adv. for
M/s P.H. Parekh & Co., Adv.

Mr. Pramod B. Agarwala, Adv.

UPON hearing counsel the Court made the following
ORDER

I.A.No.2 is disposed of and office report is ordered in terms of
the signed order.

Contempt Petition is dismissed as withdrawn in terms of the
signed order.

(K.K. Chawla)
Court Master

(Veera Verma)
Court Master

[Signed order is placed on the file]
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1575 of 2007

Charu Kishor Mehta Appellant (s)
Vs.
Lilavati Kirtilal Mehta Medical Trust & Ors. Respondent (s)

With

Contempt Petition (Civil) No. 125 of 2007
In
Civil Appeal No. 1575 of 2007

ORDER

While disposing of the appeal against the order of the High Court (affirming the rejection of an application for interim relief by the trial court), by order dated 26.3.2007, we had appointed Joint Administrators to be in charge of day-to-day running of the Hospital under the Research Institute of the first Respondent Trust pending disposal of the suit. By subsequent order dated 20.8.2007, we had changed the constitution of the Joint Administrators.

2

2. I.A.No.2/2007 is filed by the Appellant seeking continuation of the interim arrangement made by orders dated 26.3.2007, for a period of eight weeks after certified copy of final judgment in Suit No.1997/2006 is issued. The application was filed on the ground that the trial court was likely to dispose of the suit within a short time.

3. When the matter came up today, it was submitted that the City Civil Court, Bombay, had already dismissed the suit (Suit No.1997 of 2006) by judgment dated 24.9.2007. While dismissing the suit, the trial court, we are informed, has continued the order appointing the Joint Administrators for a period of ten weeks or till this Court's further order whichever was earlier.

4. The office has also placed the letter dated 27.8.2007 of Justice A.A. Halbe, one of the Administrators.

5. We direct that the Joint Administrators will continue for a period of ten weeks from 24.9.2007, subject however to any interim or final order that may be made in appeal or any collateral proceedings. The Joint

3

Administrators may submit their Report, if any, to the trial court. I.A. No.2/2007 is disposed of accordingly.

6. Mr. Justice A. A. Halbe, one of the Joint Administrators, has sought a remuneration of Rs.1,50,000/- per month. We direct that such remuneration shall be paid by the first Respondent Trust. Office report is ordered accordingly.

7. The Appellant, who has filed Contempt Petition (C) No.125/2007, seeks leave to withdraw it. Accordingly, Contempt Petition is dismissed as withdrawn.

.....CJI.
[K. G. Balakrishnan]

.....J.
[R. V. Raveendran]

.....J
[V. S. Sirpurkar]

New Delhi;
September 28, 2007