

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

CIVIL APPEAL NO.6128 OF 2001

KESARIA TEA CO. LTD. Appellant (s)

VERSUS

VYSYA BANK LTD. &amp; ORS. Respondent(s)

(With office report)

With Civil Appeal Nos.6129-6134 of 2001

Date: 26/02/2009 These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU

HON'BLE MR. JUSTICE G.S. SINGHVI

For Appellant(s) Mr. M.P. Vinod,Adv.

Mr. Ajay K. Jain,Adv.

Mr. Dilleep Pillai,Adv.

For Respondent(s)

Ms. Binu Tamta,Adv.

Mr. K.N. Bhat,Sr.Adv.

Mr. Kuldeep S. Parihar,Adv.

Mr. H.S. Parihar,Adv.

Mr. S.B. Sanyal,Sr.Adv.

Mr. D. Bharat Kumar,Adv.

Mr. Anand,Adv.

Mr. Azim H. Laskar,Adv.

Mr. Abhijit Sengupta,Adv.

Ms. M. Indrani,Adv.

Mr. Sanjay Kapur,Adv.

Mr. C.N. Sreekumar,Adv.

Mr. S.N. Bhat,Adv.

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Mr. Rajiv Mehta,Adv.

UPON hearing counsel the Court made the following  
ORDER

Heard learned counsel for the appellant.

We do not find any merit in these appeals.

The civil appeals are, accordingly, dismissed.

[ T.I. Rajput ]  
A.R.-cum-P.S.

[ Indu Satija ]  
Court Master

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

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.6128 OF 2001

Kesaria Tea Co. Ltd.

...Appellant(s)

Versus

Vysya Bank Ltd. & Ors.

...Respondent(s)

With Civil Appeal Nos.6129-6134 of 2001

O R D E R

Heard learned counsel for the appellant.

We do not find any merit in these appeals.

The civil appeals are, accordingly, dismissed.

We may, however, mention that the High Court in the impugned judgement itself has said that the appellant can invoke the arbitration clause or file a civil suit and we agree with view taken by the High Court.

.....J.  
[MARKANDEY KATJU]

.....J.  
[G.S. SINGHVI]

New Delhi,  
February 26, 2009.