øITEM NO. 29 COURT NO.4 SECTION XIA

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

Petitions for Special Leave to Appeal (Civil) Nos.9376-9378/2012
(From the judgment and order dated 15/02/2012 in OP No. No.455/2012, OP No. 4269/2011 and O.R. 4281/2011 of The HIGH COURT OF KERALA AT ERNAKULAM)

A.ABDUL SALAM ETC. Petitioner(s)

VERSUS

M/S.SOUTH INDIAN BANK & ORS. ETC. Respondent(s)

(With prayer for interim relief and office report)

Date: 02/04/2012 These Petitions were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE D.K. JAIN
HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s) Mr. Altaf Ahmad, Sr. Adv.
Mr. P.B. Suresh Kumar, Sr. Adv.
Mr. Sanand Ramakrishnan,Adv.-on-Record
Mr. Rajeev Mishra, Adv.

For Respondent(s) rr.1 Mr. V. Giri, Sr. Adv.
Mr. P.I. Jose,Adv.-on-Record
Mr. Anupam Mishra, Adv.
Mr. Harikumar. V, Adv.

UPON hearing counsel the Court made the following
O R D E R

Having heard learned senior counsel appearing for the petitioner as also for respondent No. 1, who is on caveat, we are of the view that instead of going into the merits of the impugned judgment, it would be proper and expedient to dispose of this petition with a direction to the Debts Recovery Tribunal at Ernakulam to dispose of S.A. No. 272 of 2011 on merits, without insisting on its order of pre-deposit dated 17th August, 2011 as expeditiously as practicable and in any case, not later than 3 months from the date of receipt of a

..2/-

copy of this order. It goes without saying that it will be open to the parties before the Tribunal to urge all the contentions as may be available to them in accordance with law.

The special leave petition is disposed of in above terms.

[Charanjeet Kaur] [Kusum Gulati]

Court Master

Court Master