

CONTEMPT PETITION NO.84 OF 2005
IN
CIVIL APPEAL NO.573 OF 2005

SAJJAN TEXTILE MILLS LTD.PETITIONER
VERSUS
K.V. KAMATH & ORS.RESPONDENTS
WITH
CONTEMPT PETITION NO.163/2008
IN CIVIL APPEAL NO.573 OF 2005.

O R D E R

We do not find any ground to initiate any contempt proceedings in respect of these petitions. Accordingly, these Contempt Petitions are dismissed. If there be any contempt notice, that will stand discharged. However, rejection of these contempt petitions shall not prevent the petitioner from taking appropriate steps before appropriate court.

In view of the aforesaid order, Mr. T.R. Andhyarujina, learned senior counsel appearing for the applicant, who has moved I.A. No.2/2005 - an application under Section 340, Code of Criminal Procedure read with Sections 196, 199 and 200 of the Indian Penal Code, does not want to press the alleged offence of perjury. Accordingly, all interlocutory applications also stand disposed of.

.....J.
(TARUN CHATTERJEE)

.....J.
(HARJIT SINGH BEDI)

NEW DELHI,
DECEMBER 09, 2009.
ITEM NO.301 COURT NO.3 SECTION XII
(P.H.)

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

CONTEMPT PETITION (C) NO. 84 OF 2005 In Civil Appeal 573/2005

SAJJAN TEXTILE MILLS LTD. Petitioner(s)
VERSUS
K.V. KAMATH & ORS. Respondent(s)

(With appln.(s) to initiate proceedings against accused Nos. 1 to 4 and appln. under Section 340 Cr.P.C. and appln.(s) on behalf of respondent No.2 seeking directions for impleadment of official liquidator)

With
CONTEMPT PETITION (C) NO. 163 OF 2008 In Civil Appeal 573/2005
(For Prel.Hearing)
(With appln.(s) for directions)

Date: 09/12/2009 These Petitions were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE TARUN CHATTERJEE
HON'BLE MR. JUSTICE HARJIT SINGH BEDI

For Petitioner(s) Mr.Ajit Kumar Sinha, Sr.Adv.
Mr.G.Umapathy, Adv.
Mr. Vibhu Tiwari, ADV.
Mr.Rakesh K.Sharma, Adv.

For Respondent(s) Mr.T.R.Andhyarujina, Sr.Adv.
Mr.Alok K. Agarwal, Adv.
Mr.Naveen Chawla, Adv.
Mr.Myra Koicha, Adv.
Ms.Manjula Gupta, Adv.
[For Sajjan Textiles Mills Ltd.]

Mr. Ambrish Kumar,Adv.

UPON hearing counsel the Court made the following
ORDER

We do not find any ground to initiate any
contempt proceedings in respect of these petitions.
Accordingly, these Contempt Petitions are dismissed. If
there be any contempt notice, that will stand discharged.
However, rejection of these contempt petitions shall not
prevent the petitioner from taking appropriate steps
before appropriate court.

CONT.PET.NO.84/2005 & 163/2005 contd..

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In view of the aforesaid order, Mr. T.R.
Andhyarujina, learned senior counsel appearing for the
applicant, who has moved I.A. No.2/2005 - an
application under Section 340, Code of Criminal
Procedure read with Sections 196, 199 and 200 of the
Indian Penal Code, does not want to press the alleged
offence of perjury. Accordingly, all interlocutory
applications also stand disposed of.

(A.D. Sharma) (Phoolan Wati Arora)
Court Master Court Master
(Signed Order is placed on the file)