

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

I.A. NO.4 IN CIVIL APPEAL NO.5044 OF 2004

CENTRAL BANK OF INDIA & ANR. Appellant (s)

VERSUS

SWADESHI POLYTEX LTD. & ORS. Respondent(s)

(For directions)

Date: 02/02/2009 This Matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE G.S. SINGHVI

For Appellant(s) Mr. Dinesh Mathur,Adv.

Mr. Rameshwar Prasad Goyal,Adv.

For Applicant/

Respondent(s) Mr. N.L. Ganapathi,Adv.

Mr. Ashwani Kumar,Adv. (N/P)

Mr. S.L. Gupta,Adv.

Mr. Virender Singh,Adv.

Mr. Chander Shekhar Ashri,Adv.

Mr. Chanchal Kumar Ganguli,Adv.(N/P)

Mr. K. Rajeev,Adv.(N/P)

UPON hearing counsel the Court made the following

ORDER

Heard learned counsel for the parties.

In the facts and circumstances of the case, order dated 12th June, 2006, directing that rest of the amount meaning thereby that the sum of Rs.73,60,226/- shall be permitted to be withdrawn upon security already offered before the National

...2/-

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Consumer Disputes Redressal Commission (for short, 'the National Commission') is modified to this extent that, against the aforesaid sum of Rs.73,60,266/-, Respondent No.1 shall furnish Bank Guarantee to the satisfaction of the Registrar of the National Commission. Upon furnishing the said Bank Guarantee, the title deeds already furnished by Respondent No.1 shall be released in its favour. It has been stated that the sum of Rs.1,48,60,266/-, which was deposited before the National Commission and invested in the Bank has earned interest. Respondent No.1 is permitted to withdraw the said interest amount upon furnishing Bank Guarantee to the satisfaction of the Registrar of the National Commission.

The interlocutory application is, accordingly, disposed of.

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

[Savita Sainani]
Court Master