

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).8621/2004

From the judgement and order dated 17/02/2004 in FAFO No. 2/2004 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

SHANTI PAROLIA & ANR. Petitioner(s)

VERSUS

M/S. MODERN METAL INDUSTRIES & ORS. Respondent(s)

(With appln(s) for permission to file additional documents and prayer for interim relief)(For FD)

Date: 18/07/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE RUMA PAL
HON'BLE DR. JUSTICE AR. LAKSHMANAN

For Petitioner(s) Mr. Jaideep Gupta, Sr.adv.
 Mr. D.M.Banerjee, adv.
 Mr. Manoj Saxena, Adv.
 Mr. Debojit, adv.
 Mr. Amit Meharia, Adv.
 Mr. Mohanprasad Meharia, Adv.

For Respondent(s) Mr. Sunil Gupta, Sr. Adv.
 Mr. Jatin Zaveri, Adv.
 Mr. Vivek Vishnoi, Adv.
 Mr. P. Kalra, Adv.

Mr. Punit Dutt Tyagi ,Adv

Mr. Sanjay Kapur ,Adv

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

We see no reason to interfere with the
decision of the High Court. However as far as the

direction of the High Court is concerned
restraining

the petitioners from interfering with the Management, we are of the view that the same needs to be modified to the following extent. The respondent will make available copies of the stock statements and quarterly accounts to the petitioners. The petitioners may verify the same. It is made clear that the petitioners/representative of the petitioners in such verification shall not in any fashion interfere with the Management except to the extent of such verification. If any discrepancy is found on such verification liberty is granted to the petitioners to bring the same to the attention before such Forum as the petitioner may be advised. The special leave petition is disposed of. We are also making it clear that the arbitrator is free to decide the dispute uninhibited by any observation that the High Court may have made in the impugned order.

[SUMAN WADHWA]
COURT MASTER

[MADHU SAXENA]
COURT MASTER