

¼#
ITEM NO.302
[3.00 p.m.]

COURT NO.1

SECTION XIV

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).13752/2013

(From the judgement and order dated 12/12/2012 in COA No.49/2011
of The HIGH COURT OF DELHI AT N. DELHI)

SMS INVESTMENT CORP. PVT. LTD.

Petitioner(s)

VERSUS

RAJKUMAR DEVRAJ & ORS.

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned
Judgment, exemption from filing O.T., permission to file synopsis and list of
dates and with prayer for interim relief and office report)

WITH

SLP(C) NO. 13756 of 2013

(With appln.(s) for permission to file synopsis and list of dates and
exemption from filing O.T.and exemption from filing c/c of the impugned
judgment and with prayer for interim relief and office report)

SLP(C) NO. 14309 of 2013

(With appln.(s) for permission to file synopsis and list of dates and
exemption from filing c/c of the impugned judgment and exemption from
filing O.T.and with prayer for interim relief and office report)

SLP(C) NO. 14322 of 2013

(With appln.(s) for permission to file synopsis and list of dates and
exemption from filing c/c of the impugned judgment and exemption from
filing O.T.and with prayer for interim relief and office report)

Date: 05/07/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s)

Mr. Sanjib Sen, Adv.
Mr. Partha Sil, AOR
Mr. Anurudh Gupta, Adv.

in SLP 14309 &
14322 of 2013 and
for R.3,4&6 in
SLP 13752 & 13756
of 2013.

Mr. Sarad Kumar Singhania, AOR

For Respondent(s)
R1&2

Mrs. Anjali K.Varma, Adv.
Ms. Meera Mathur, AOR
Mr. Abhishek K.Rao, Adv.

R1 in SLP 14309 Mr. Sanjib Sen, Adv.
& 14322 of 2013

Mr. Partha Sil, AOR
Mr. Anurudh Gupta, Adv.

UPON hearing counsel the Court made the following

O R D E R

When these four matters are taken up, it is pointed out that
SLP(C) Nos. 4384 of 2013 and 4903 of 2013, which had been filed
earlier are ready for hearing. In fact, the date of hearing

has been fixed on 23rd August, 2013. Since, all these four matters today on Board are connected with the said two appeals, let notice issue on all these matters, but since the parties are duly represented in the other appeals, which are fixed on 23rd August, 2013, service on the said respondents is dispensed with, except for the respondent No.5. Let these four matters which involve the same set of facts in the two other appeals, which are listed for hearing on 23rd August, 2013, be also listed on that date for disposal and in the meantime, service be duly effected on the respondent No.5.

We are informed that the respondent No.5 has been served in the other connected appeals. The Registry is directed to take steps to ensure that the said respondent No.5 in the above-mentioned two Special Leave Petitions, are served well before 23rd August, 2013.

Pending the hearing of these matters, the parties are directed to maintain status quo in respect of the transmission of shares in question.

Learned counsel appearing for the respondent Nos.1 and 2 in the two other matters which are fixed on 23rd August, 2013, submits that no fresh counter is required to be filed in these four matters and that she will rely on the counter affidavit filed by her in the said two matters and no further counter is required to be filed in these four matters.

Liberty is given to the petitioner to file additional documents within two weeks; response, thereto, may be filed within two weeks thereafter.

|(Sheetal Dhingra)
|AR-cum-PS

|(Juginder Kaur)
|Assistant Registrar

|