

ITEM NO.46

COURT NO.2

SECTION XII

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 (C) No(s). 13054/2013  
(Arising out of impugned final judgment and order dated 27/11/2012  
in WP No. 35893/2004 passed by the High Court of Madras)

COCHIN MALABAR ESTATES &amp; INDUSTRIES LTD.

Petitioner(s)

VERSUS

FEDERAL BANK LTD. &amp; ANR.

Respondent(s)

(with appln. (s) for permission to file additional documents and  
interim relief and office report)

Date : 20/03/2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPAK MISRA

HON'BLE MR. JUSTICE A.M. KHANWILKAR

For Petitioner(s)

Mr. Brij Bhusan, Adv.

For Respondent(s)

Mr. P.B. Suresh, Adv.

Mr. Vipin Nair, Adv.

Mr. Abhay Pratap Singh, Adv.

Mr. R.Basant, Sr. Adv.

Mr. P.I. Jose, Adv.

Mr. Shashank Mishra, Adv.

Mr. John Mathew, Adv.

UPON hearing the counsel the Court made the following

O R D E R

Leave granted.

It is submitted by Mr.R.Basant, learned senior counsel appearing for the respondent that apart from the issues that have been raised by learned senior counsel for the petitioner, two issues need to be highlighted; they are:

- (i) whether the High Court committed any illegality in arriving at the conclusion that the controversy raised by the petitioner did not deserve to be considered under Article 226 of the Constitution, and
- (ii) whether this Court should in exercise of jurisdiction under Article 136 of the Constitution give indulgence to the petitioner to consider the issues raised by him regard being had to his conduct.

Let the matter be added to the hearing list on 16<sup>th</sup> August, 2017.

(Ashok Raj Singh)  
Court Master

(H.S.Parasher)  
Court Master