

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

I.A. No 4 IN CIVIL APPEAL NO. 8429 OF 2009

KARUN RAJ NARANG Appellant (s)

VERSUS

RADHIKA NARANG & ORS. Respondent(s)

(For withdrawal of civil appeal and office report)

Date: 07/12/2010 This Application was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN
HON'BLE MR. JUSTICE H.L. DATTU

For Appellant(s) Mr. K.T.S. Tulsi, Sr. Adv.
Mr. Shalinder Bhatia, Adv.
Mr. Z.T. Khan, Adv.
Mr. Jagjit Singh Chhabra, Adv.

For Respondent(s) Ms. Ruby Singh Ahuja, Adv.
Mrs. Manik Karanjawala, adv.
Ms. Pragya Ohri, Adv.
for M/s Karanjawala & Co., Advs.

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

The application is allowed and as prayed, the
civil appeal is dismissed as not pressed.

[Charanjeet Kaur]
Court Master

[Kusum Gulati]
Court Master

[Signed order is placed on the file]
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

I.A. No. 4 OF 2010 IN
CIVIL APPEAL NO. 8429 OF 2009

Karun Raj Narang .. Appellant(s)

Versus

Radhika Narang & Ors. .. Respondent(s)

O R D E R

By this application, the appellant seeks leave to
withdraw the appeal. In the application it is stated that
if the appellant is permitted to withdraw this appeal he
would contest the main suit which is pending before the

High Court and shall, in the meantime, comply with the order passed by the Division Bench on 16th January, 2009.

The application is vehemently opposed by learned counsel appearing for the respondents mainly on the ground that having enjoyed the benefit of the interim orders passed in this appeal for more than a year, the appellant would try to involve the respondents in further litigation by avoiding to comply with the order passed by the High Court.

We are of the view that since the appellant is no longer interested in prosecuting this appeal further and is also ready and willing to comply with the order, impugned

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in this appeal, there is no reason why the prayer made in the application should not be granted. At this juncture, Mr. Tulsi, learned senior counsel appearing for the appellant states, on instructions from the briefing counsel, that the directions issued by the High Court shall be complied with in letter and spirit within two weeks from today. We further clarify that the appellant shall be entitled to adjust against the amounts, which he is required to pay to the respondents in terms of the order of the High Court, only the amount of Rs. 25 lacs and no other amount, including the ad-hoc payments of Rs. 3 lacs per month in terms of our order dated 24th April, 2009.

The application is allowed and as prayed, the civil appeal is dismissed as not pressed.

.....J.
[D.K. JAIN]

.....J.
[H.L. DATTU]