

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.3 in

Petition(s) for Special Leave to Appeal (Civil) No(s).12170/2006

(From the judgement and order dated 05/12/2005 in CA No. 25/2004 of the HIGH COURT OF DELHI AT NEW DELHI)

MACHINO PLASTICS LTD. & ANR. Petitioner(s)

VERSUS

CAPARO MARUTI LTD. & ORS. Respondent(s)

(For directions)

Date: 29/03/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN

For Petitioner(s) Mr. Mukul Rohtagi, Sr. Adv.
Mr. L.K. Bhushan, Adv.
Ms. Swaty Malik, Adv.
for M/S. Dua Associates, Advs.

For Respondent(s) Mr. Soli J. Sorabjee, Sr. Adv.
Mr. Jaideep Gupta, Sr. Adv.
Mr. Rakesh Ojha, Adv.
Mr. Inder Raj Gill, Adv.
Mr. Ashok Mathur, Adv.

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

I.A. No.3 is an application for directions. This
Court on 9.11.2009 passed the following order:

"We deem it appropriate to request A.F. Ferguson & Company, a Chartered Accountant Firm to evaluate the value of the shares of the Company (Caparo Maruti Ltd.) as running concern

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as on 1.4.2009. The Chartered Accountant firm is requested to submit its report within six weeks from the date of communication of this order.

The parties are directed to fully cooperate with the Chartered Accountant Firm. Initially, the remuneration and costs of the Chartered Accountant Firm shall be borne by the parties."

A letter has been received from A.F. Ferguson & Company expressing their inability to carry out the directions issued by this Court. In this view of the matter, we direct the Registrar General of this Court to

appoint another Chartered Accountant firm for the said purpose. We request the Chartered Accountant firm so appointed, to complete the exercise of valuation of the shares of Caparo Maruti Ltd. as expeditiously as possible and submit a report to this Court.

I.A. No.3 is disposed of accordingly.

List the special leave petition for final disposal in August, 2010.

(A.S. BISHT)
COURT MASTER

(NEERU BALA VIJ)
COURT MASTER