

\214  
SLP(C)No. 13779 OF 2001

ITEM No.201

Court No. 9

SECTION IVB  
A/N MATTER

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.13779/2001

(From the judgement and order dated 16/04/2001 in CA 18/99  
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

M/S. EURO COTSPIN LTD.

Petitioner (s)

VERSUS

M/S. ELGI ELECTRIC & INDS.LTD.

Respondent (s)

( With prayer for interim relief)  
( For Final Disposal )

Date : 27/09/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE Y.K. SABHARWAL  
HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner (s) M/s Nidhesh Gupta,Naveen Singh,  
(Ms.) S. Janani,Advs.

For Respondent (s) Mr.Siddharth Yadav,Adv.  
Mr. Rakesh K. Sharma,Adv.

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

.....L.....I.....T.....T.....T.....T.....T.....J.....J  
.SP2

Leave granted.  
Appeal is allowed in terms of the signed order.  
The parties shall bear their own costs.

.SP1

[Naresh Kumar]  
Court Master

[ VP Tyagi ]  
Court Master

[Signed order is placed on the file.]

.PA  
.UP 10 2; Draft, smtst; -n -PA4 -dFX-NORMAL -y -e; dumbp  
L.....T.....T.....T.....T.....T.....T.....T.....T.....T.....R  
.....L.....T.....T.....T.....T.....T.....T.....T.....T.....R  
.PL55

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. OF 2002@@

CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC  
[Arising out of SLP(C) 13779/2001]

M/s Euro Cotspin Ltd. ...Appellant

Vs.

M/s Elgi Electric & Industries Ltd. ...Respondent

O R D E R@@  
CCCCCCCC

L....L....I....T.....T.....T.....T.....T.....T.....T.....J....R  
.SP2

Leave granted.

While issuing notice it was directed that the matter may be disposed of at the S.L.P. stage by setting aside the order under challenge and restoring the Company Appeal to the file of the High Court to be heard and disposed of on merits.

Having heard the learned counsel for the parties, we are of the view that the said order deserves to be made absolute. Accordingly, restoring Company Appeal No.18/1999 to the file of the High Court to be heard and disposed of on merits, the appeal is allowed. The impugned order dated 16.4.2001 is set aside and the matter remanded to the High Court. We request the High Court to decide the appeal expeditiously, preferably within a period of two months. Parties are left to bear their own costs.

.SP1

.....J.  
[ Y.K. SABHARWAL ]

.....J.  
[ H.K. SEMA ]

New Delhi,  
September 27, 2002.@@  
CCCCCCCCCCCCCCCC