

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO. 5348 OF 2009

SHYAM LAL BANSAL

Appellant(s)

VERSUS

STATE OF ASSAM & ORS.

Respondent(s)

O R D E R

- 1) The appellant is before this Court aggrieved by the direction under paragraph 13 of the impugned judgment for refund of an amount of Rs. 4,12,094/- which the appellant had withdrawn during the pendency of the first appeal before the High Court.
- 2) It is seen from the judgment that the High Court has set aside the judgment of the trial Court and the matter has been remitted to the trial Court and the trial is now pending.
- 3) By an order dated 07.08.2006, this Court had stayed the operation of paragraph 13 of the impugned judgment.
- 4) Having regard to the efflux of time and having regard to the entire facts and circumstances of the case, we are of the view that the interim order passed by this Court should continue till the trial Court disposes the suit as per the remand of the High Court.

5) The appeal is disposed of accordingly.

..... J.
(KURIAN JOSEPH)

..... J.
(MOHAN M. SHANTANAGODAR)

..... J.
(NAVIN SINHA)

New Delhi;
April, 26, 2018.

ITEM NO.12

COURT NO.5

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

Civil Appeal No(s). 5348/2009

SHYAM LAL BANSAL

Appellant(s)

VERSUS

STATE OF ASSAM & ORS.

Respondent(s)

WITH

C.A. No. 8442-8443/2016 (XIV)
(APPLICATION FOR INTERVENTION APPLICATION ON IA 9/2016 FOR
INTERVENTION APPLICATION ON IA 7/2015)

C.A. No. 8448/2016 (XIV)

C.A. No. 8445/2016 (XIV)

C.A. No. 8450/2016 (XIV)

Date : 26-04-2018 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR
HON'BLE MR. JUSTICE NAVIN SINHACounsel for the
partiesMr. Vijay Hansaria, Sr. Adv.
Ms. Sneha Kalita, AORMr. Ajit Kumar Sinha, Sr. Adv.
Mr. Basava Prabhu S. Patil, Sr. Adv.
Mr. Gopal Jain, Sr. Adv.
Mr. Devashish Bharuka, Adv.
Mr. Narendra M. Sharma, Adv.
Mr. Ravi Bharuka, Adv.
Ms. Sejal Agarwal, Adv.
Mr. Justine George, Adv.
Ms. Prachi Gupta, Adv.
Mr. Abhishek Sharma, Adv.
Mr. Ankur Sood, Adv.Mr. Rajiv Shankar Dvivedi, Adv.
Mr. S. K. Sarkar, Adv.
Ms. Aarti Dvivedi, Adv.

Ms. Diksha Ray, Adv.

Mr. Debojit Borkakati, Adv.
Mr. M. Balashivudu, Adv.

Mr. V. Shekhar, Sr. Adv.
Mr. Harikumar V., Adv.

Mr. Gopal Singh, Adv.
Mr. Manish Kumar, Adv.

Mr. Raghavendra S. Srivatsa, Adv.
Mr. Prashant F. Goudar, Adv.
Mr. Venkat Subramaniam, Adv.
Rahat Bansal, Adv.

Mr. P. I. Jose, AOR

Mr. Dushyant Parashar, AOR

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

Civil Appeal No(s). 5348/2009

The appeal is disposed of in terms of the signed order.

C.A. No. 8442-8443/2016, C.A. No. 8448/2016, C.A. No. 8445/2016,
C.A. No. 8450/2016

Heard the learned senior counsel appearing for the parties.

Arguments remained unconcluded.

List on 09.05.2018 as Part Heard.

(R. NATARAJAN)
COURT MASTER (SH)

(RENU DIWAN)
ASST. REGISTRAR

(Signed order is placed on the file)