

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

Petition(s) for Special Leave to Appeal (Civil) No.12322/2001
(From the judgement and order dated 15/01/2001 in APO 243/00
of The HIGH COURT OF CALCUTTA)

STATE OF WEST BENGAL & ORS.

Petitioner (s)

VERSUS

SUSWAPAN TIE-IP PVT.LTD. & ORS.
(With prayer for interim relief)
(With Office Report)

Respondent (s)

Date : 21/11/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.T. THOMAS
HON'BLE MR. JUSTICE S.N. PHUKAN

For Petitioner (s) Mr. Altaf Ahmed,ASG
Mr. Avijit Bhattacharjee,Adv.
Mr. Atanu Saikia,Adv.
Miss Madhumita Bhattacharjee,Adv.

For Respdt. No. 1-12 Mr. Shanti Bhusan,Sr.Adv.
& 38 Mr. Debashish Kunder,Adv.
Mr. Parijat Sinha,Adv.

For Respdt. No.13-25 Mr. D.P. Gupta,Sr.Adv.
Mr. Rana Mukherjee,Adv.
Mrs. Sumita Mukherjee,Adv.

For Respdt. No.26-37 Mr. AK Ganguly,Sr.Adv.
Mr. Pijush K. Roy,Adv.
Mr. Himanshu Munshi,Adv.

For Respdt. No.39 Mr. Tapash Ray,Sr.Adv.
Mr. L.C. Agrawala,Adv.
Mr. Pankaj Agarwal,Adv.

UPON hearing counsel the Court made the following
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Leave granted.
Appeal is disposed of in terms of the signed order.

.SP1

(N.K. Goel) (H.K. Bhatia)
Court Master Court Master
(Signed order is placed on the file)

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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No. 7933 of 2001@@

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(Arising out of S.L.P. (Civil) 12322 of 2001)

State of West Bengal & Ors.

..Appellants

Vs.

Suswapan Tie-IP Pvt. Ltd. & Ors.

..Respondents

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Leave granted.

We heard Mr. Altaf Ahmad, learned Addl. Solicitor General of India, Mr. D.P. Gupta, learned senior counsel and Mr. Shanti Bhusan, learned senior counsel.

By consent of parties we set aside the impugned judgment of the Division Bench of the High Court and restore the judgment passed by the learned single Judge. It is open to the parties concerned to adopt any further steps pursuant to the said judgment of the learned single Judge.

As the matter involves the rights claimed by the respondents for construction of buildings in the land, any delay in finally resolving the dispute by the Tribunal may affect the rights of the respondents if ultimately they have to succeed, according to Mr. Shanti Bhusan, learned senior
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counsel. We, therefore, direct the Tribunal concerned to expedite the steps and take a decision in the matter as early as possible preferably within six months from the date the matter reaches the Tribunal.

This appeal is disposed of accordingly.

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(K.T. THOMAS)@@

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.....J.@@

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(S.N. PHUKAN)@@

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NEW DELHI@@

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NOVEMBER 21, 2001 @@

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