

ITEM NO.23

COURT NO.2

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

Petition for Special Leave to Appeal (C).....of 2014  
CC No. 7129/2014  
(Arising out of impugned final judgment and order dated  
25/11/2013 in RSA No. 146/2008 passed by the High Court Of  
Delhi At N. Delhi)

DEEPAK RESORTS &amp; HOTELS PVT LTD

Petitioner(s)

VERSUS

M/S ALAKNANDA PROPERTIES PVT LTD &amp; ORS

Respondent(s)

(With appln. (s) for permission to file SLP and office report)

WITH

S.L.P. (C) ...CC No. 12359/2014

(With appln.(s) for c/delay in filing SLP and Office Report)

Date : 01/09/2014 These petitions were called on  
for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. DATTU

HON'BLE MR. JUSTICE S.A. BOBDE

For Petitioner(s) Mr. Krishnan Venugopal, Sr. Adv.  
Mr. Gagan Gupta, Adv.

For Respondent(s)

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

Shri Krishnan Venugopal, learned senior counsel appearing for the petitioners, on instructions, seeks permission of the Court to withdraw these petitions with liberty to file Second Appeal(s) before the High Court under Section 100 of the Code of Civil Procedure against the order passed by the First Appellate Authority, dated 17.03.2008 along with an application for condonation of delay under Sections 5 and 14 of the Limitation Act, 1963.

Permission sought for is granted.

The special leave petitions are disposed of as withdrawn with liberty to the petitioners, if they so desire, to file the Second Appeal(s) before the High Court against the order passed by the First Appellate Authority, dated 17.03.2008 along with application for condonation of delay under Section 5 and 14 of the Limitation Act, 1963.

If and when the Second Appeal(s) along with application for condonation are filed, the High Court will consider the application on merits and in accordance with law. If for any reason, the application is granted, then the High Court will consider the appeal on merits and in accordance with law.

We make it clear that we have not expressed any opinion on the submission made by Shri Krishnan Venugopal, learned senior counsel.

Ordered accordingly.

[ Charanjeet Kaur ]  
Court Master

[ Vinod Kulvi ]  
Asstt. Registrar