

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.2 in

CIVIL APPEAL NO. 339 OF 2002

GOPI RAM GOYAL & ORS.

Appellant

(s)

VERSUS

NATIONAL HEART INSTITUTE & ORS.

Respondent

(s)

(For Restoration)

Date: 01/11/2004 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN

HON'BLE MR. JUSTICE C.K. THAKKER

For Appellant(s) Mrs. Mala Goyal, Adv.

Mr. Tarun Mathur, Adv.

Mr. Rajinder Mathur, Adv.

For Respondent(s) Mr. A.Mariaruptham, Adv.

Ms. Aruna Mathur, Adv.

M/S Arputham, Aruna & Co., Adv.

Mr. Kailash Vasdev, Sr. Adv.(NP)

Mr. Gopal Singh ,Adv

Mr. Anurag Sharma, Adv.

Mr. Rituraj Biswas, Adv.

UPON hearing counsel the Court made the following

O R D E R

Interlocutory Application No.2 is allowed in terms of the signed order.

(Parveen Kr. Chawla)

Court Master

(Kanwal Singh)

Court Master

[Signed Order is placed on the File]

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

INTERLOCUTORY APPLICATION NO.2

IN

CIVIL APPEAL NO. 339 OF 2002

GOPI RAM GOYAL & ORS.

..APPELLANTS

VERSUS

NATIONAL HEART INSTITUTE & ORS.

..RESPONDENTS

O R D E R

For the reasons stated in the application, order dated 26.7.2004 dismissing the appeal for non-prosecution is recalled. The appeal is restored.

By way of last opportunity, another four weeks are granted to the appellant to serve the unserved respondent No.2 failing which the appeal would be deemed to be dismissed without further reference to the Court.

Interlocutory Application No.2 is allowed in the above terms.

.....J.

[Ashok Bhan]

New Delhi;

.....J.

November 01, 2004.

[C.K. Thakker]