

SLP(C)No. 10808-10809 OF 2004
ITEM No.17

Court No. 5

SECTION IVB
A/N MATTER

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.10808-10809/2004

(From the judgement and order dated 01/04/2004 in CR Nos. 5564 &
5565 of 2003 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

M/S. SARASWATI RICE & GENERAL MILLS

Petitioner (s)

VERSUS

SAT PRAKASH & ORS.

Respondent (s)

(With prayer for interim relief)

Date : 22/11/2004 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.N. VARIAVA
HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner (s) Mr. Rishi Malhotra, Adv.
Mr. Prem Nath Malhotra, Adv.

For Respondent Nos. Mr. Ajay Bansal, Adv.
1 & 2 in both SLPs Mr. G.K. Bansal, Adv.
& Res.No.3 in
SLP 10809

UPON hearing counsel the Court made the following

O R D E R

Learned counsel appearing for the Petitioners applies for deletion of the names of Respondent Nos. 3, 4, 5 & 6 in S.L.P.(Civil) No. 10808 and 4, 5 and 6 in S.L.P.(Civil) No. 10809 from the array of parties. The names of Respondent Nos. 3, 4, 5 & 6 in S.L.P. (Civil) No. 10808 and 4, 5 & 6 in S.L.P. (Civil) No. 10809 are deleted at his risk.

Heard parties.

Leave granted.

The Appeals stand disposed of in terms of the signed order.

Anita

(Jasbir Singh)
Court Master

(Signed order is placed on the file.)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 7568-7569 OF 2004
(Arising out of S.L.P.(Civil) Nos. 10808-10809 of 2004)

M/S. SARASWATI RICE AND GENERAL MILLS

Appellant (s)

Versus

SAT PRAKASH & ORS.

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Respondent (s)

O R D E R

Learned counsel appearing for the Petitioners applies for deletion of the names of Respondent Nos. 3, 4, 5 & 6 in S.L.P.(Civil) No. 10808 and 4, 5 and 6 in S.L.P.(Civil) No. 10809 from the array of parties. The names of Respondent Nos. 3, 4, 5 & 6 in S.L.P. (Civil) No. 10808 and 4, 5 & 6 in S.L.P. (Civil) No. 10809 are deleted at his risk.

Heard parties.

Leave granted.

Impugned Order is set aside.

One month's time is granted to enable the Respondents to pay the court fees. If the Respondents pay the court fees within this time, the counter claim to stand restored to the file of the trial Court. If Respondents do not pay the court fees, the counter claim to stand rejected without any further Order. Parties to inform the High Court that Civil Revision No. 5564 of 2003 has now become infructuous.

The Appeals stand disposed of accordingly.

.....J.

(S.N. Variava)

.....J.

(H.K. Sema)

New Delhi,
November 22, 2004.