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C.A.No. 4594 OF 1998

ITEM No.103

Court No. 9

SECTION IV

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

Civil Appeal No. 4594 of 1998

M/S. PRINCE RUBBER & PLASTICS

Appellant (s)

VERSUS

M/S. REMINGTON RAND OF INDIA LTD. Respondent (s)

(With appln.(s) for permission to submit addl. documents)

With Cont. Pet. (C) No. 220/2000 in Civil Appeal No. 4594/1998

Date : 04/02/2004 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SHIVARAJ V. PATIL

HON'BLE MR. JUSTICE D.M. DHARMADHIKARI

For Appellant (s)Mr. Rakesh K. Khanna,Adv.

Ms. Rashmi Khanna,Adv.

Mr. Shashank Shekhar,adv.

Mr. Surya Kant,Adv.

For Respondent (s)Mr. Avijit Bhattacharjee,Adv. (N/P)

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

Heard the learned counsel for the appellant/petitioner for a while.

The civil appeal and contempt petition are dismissed.

No costs.

[T.I. Rajput][Shelly Sengupta]
Court Master Court Master

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4594 OF 1998

M/s. Prince Rubber & Plastics

...Appellant(s)

Versus

M/s. Remington Rand of India Ltd. ...Respondent(s)

With Cont. Pet. (C) No. 220/2000 in C.A. No. 4594/1998

O R D E R

The learned counsel for the appellant submitted that the respondent-company having been wound up, the civil appeal has become infructuous. He also submitted that in the light of this development, namely, the respondent-company has been wound up, it may be left open to the appellant to take appropriate steps against the company and others in accordance with law either in the matter of recovery of possession of the property or the arrears of rent. In this view of the matter, while making it clear that it is open to the appellant to take appropriate steps in accordance with law in relation to the possession of the property in question and the arrears of rent, the civil appeal is dismissed as having become infructuous. Consequently, the notice issued in the contempt petition also stands discharged. The contempt petition is also dismissed.

No costs.

.....J.
[SHIVARAJ V. PATIL]

.....J.
[D.M. DHARMADHIKARI]
New Delhi,
February 04, 2004.