

LISTED ON:

COURT NO:

ITEM NO:

SECTION-IX
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No. 7209 of 2012

ICHHABEN BABUBHAI PANCHAL & ORS.

...APPELLANTS

-VERSUS-

ORIENTAL INSURANCE CO.LTD.& ORS.

...RESPONDENTS

OFFICE REPORT FOR DIRECTIONS

The Interlocutory Application No. 2/2009 (Application for Stay) in SLP(C) NO. 13437/2008 was listed before the Hon'ble Court on 10.09.2010 when the Court was pleased to pass the following order:

"I.A 2 of 2009 is allowed.

There shall be stay of contempt proceedings subject to petitioner re-depositing Rs. Ten lakhs within four weeks."

Thereafter the SLP(C) NO. 13437/2008 was listed before the Hon'ble Court on 04.10.2010 when the Court was pleased to pass the following order:

"Learned counsel for the petitioner submits that in terms of the order dated 10.9.2010, the sum of Rs.Ten lakhs has been re-deposited including the fixed deposit amount.

Petitioner to complete the service on respondents 4 and 5 by taking steps within two weeks. List thereafter."

Lastly, the civil appeal above-mentioned was listed before the Hon'ble Court on 15.02.2017 when the Court was pleased to inter-alia passed the following order:

"...However, we find from the record of this case that the appellants have deposited a sum of Rs.10,00,000/- (Rupees ten lakh only) with the Registry of this Court.

We direct that the aforesaid amount of Rs.10,00,000/- (Rupees ten lakh only) along with the interest accrued thereon, be released in favour of the

respondent-Insurance Company forthwith by the Registry."

It is submitted for the information of the Hon'ble Court that counsel for the petitioner has not deposited the amount of Rs.10,00,000/- (Rupees ten lakh) with the registry of this Court. However the counsel for the petitioner had on 10.11.2010 filed an additional affidavit alongwith photocopy of the Deposit Reinvestment Certificate of Rs.10,00,000/- (Rupees ten lakh) issued by Union Bank of India, Baroda Branch. (copy enclosed for ready reference)

It is further submitted that counsel for the petitioner has also given a letter dated 23.02.2017 stating therein that the amount of Rs. 10,00,000/- was deposited by the appellant in the Union Bank of India, M.G Road, Baroda in pursuance of the order of this Hon'ble Court dated 10.09.2010. (Copy of the letter is enclosed)

The matter is listed before before the Hon'ble Court for directions with this report.

Dated this the 10th day of March, 2017.

ASSISTANT REGISTRAR

Copy to:

Ms. Pratibha Jain, Advocate

Mr. Varinder Kumar Sharma, Advocate

ASSISTANT REGISTRAR