

ITEM NO.1

COURT NO.3

SECTION IX

S U P R E M E C O U R T O F  
R E C O R D O F P R O C E E D I N G S

I N D I A

I.A. Nos. 22-24/2014 in Civil Appeal No(s). 1305-1307/2009

GIRIRAJ DEVELOPERS

Appellant(s)

VERSUS

BAJRANGLAL JUHARMAL AGARWAL(D)THRLRS&amp;ORS

Respondent(s)

(For stay and office report)

Date: 30/07/2014 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR  
HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

For Appellant(s)

Mr. Guru Krishna Kumar, Sr. Adv.  
Mr. Dilip Mantora, Adv.  
Mr. Deeptakirti Verma, Adv.

For Respondent(s)

Dr. Rajiv Dhawan, Sr. Adv.  
Mr. Sanjay Kapur, Adv.  
Ms. Lekha Vishwanath, Adv.  
Ms. Priyanka Das, Adv.  
Mr. Anmol Chandan, Adv.Mr. K.G. Bhagat, Adv.  
Mr. J.Y. Antoni, Adv.  
Mr. Vineet Bhagat, Adv.UPON hearing the counsel the Court made the following  
O R D E R

Heard.

After arguing the matter at some length, Mr. Guru Krishna

Kumar, learned senior counsel appearing for the appellant-company,

seeks leave to withdraw these applications (I.A.Nos.22-24

of

2014), reserving liberty for the appellant to seek such other

Signature Not Verified

Digitally signed by

Mahabir Singh

Date: 2014.07.30

redress as may be legally open to it.

The applications are

17:13:41 IST

Reason:

accordingly dismissed as withdrawn, with the liberty prayed for.

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At this stage, Dr. Rajiv Dhawan, learned senior counsel  
appearing for the respondent-Trust, submits that although the

appellant-company had deposited a sum of Rs.2.26 crores, consequent upon the order passed by the Tribunal, the Trust had offered to refund the same. The appellant has however declined to accept the refund. Dr. Dhawan submits that the respondent-Trust is willing to consider refunding the interest accrued on the deposit, if the dispute could be amicably settled between the parties. Mr. Guru Krishna Kumar submits, on instructions, that the appellant is not willing to receive the refund offered by the respondent-Trust. As regards an amicable settlement of the matter upon refund of the interest accrued on the principal, he is unable to make any statement without instructions. In the circumstances there is no room for our passing any direction on the question of refund or settlement of the dispute.

(MAHABIR SINGH)  
COURT MASTER

(VEENA KHERA)  
COURT MASTER