

SLP(C)No. 9836 OF 2003
ITEM No.38

Court No. 7

SECTION XVI
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.9836/2003

(From the judgement and order dated 13/05/2003 in APOT 781/2002
in GA No.893/2002 in SN 374/99 of The HIGH COURT OF CALCUTTA)

HAMAYUN PROPERTIES LTD.

Petitioner (s)

VERSUS

LAKHI PRASAD MOSUN & ORS.

Respondent (s)

(With Appln(s). for exemption from filing c/c of the impugned Judgment
and urging addl. grounds)
(With prayer for interim relief and office report)
With

CONMT.PET.(Civil)No.241/2003 in SLP(C) No.9836/2003
(with office report)

Date : 08/04/2004 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. P.R. Ramasesh,Adv.

Mr. Ashok Kumar Jain, Adv.
Mr. Rakesh Jain, adv.
Mr. Pankaj Jain, Adv.
Mr. Bijoy Kumar Jain, Adv.

For Respondent (s)

Mr. Ashok Kumar Jain, Adv.
Mr. Rakesh Jain, adv.
Mr. Pankaj Jain, Adv.
Mr. Bijoy Kumar Jain, Adv.

Mr. P.R. Ramasesh, Adv.

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

SLP(C) No.9836/2003

At the request of learned counsel for the Petitioner the names of Respondent Nos.4 to 7 are de-
leted at his risk. This Special Leave Petition is disposed of with the clarification that all
observations in the impugned order are prima facie observations which undoubtedly will not be
taken into consideration at the time of final hearing. With this clarification, the Special

Leave Petition stands disposed of. There shall be no order as to costs.

Contempt Petition (C) No.241/2003 in SLP(C) No.9836/2003

We see no breach of the order dated 16th May, 2003. It is claimed that there is also a breach of the order dated 19th December, 2003. If there is such a breach, the Petitioners may take out a fresh contempt petition in respect of that if in law they are entitled to do so.. No order on this contempt petition. No order as to costs.

(K.K. Chawla)
Court Master

(Jasbir Singh)
Court Master