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IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.5110 OF 2000

MA TARA COLD STORAGE (P) LTD. ...Appellant

VERSUS

UNITED INDIA INSURANCE CO. LTD. & ANR. ...Respondents

ORDER

Mr. Rana Mukherjee, learned counsel appearing on

behalf of the appellant submits on instruction that the appeal shall not be prosecuted with. Accordingly, the appeal stands dismissed for non-prosecution. There shall be no orders as to costs. Interim order, if any, shall stand vacated.

Pursuant to earlier orders of this Court, the principal amount of Rs. 15,00,000/- (Rupees Fifteen Lakh s only) was deposited by the appellant in this Registry and according to the Office Report the same was kept in Fixed Deposit Receipt - renewed from time to time. The respondent no.1 shall be entitled to withdraw the amount along with accrued interest. The Registry is directed to handover the said amount to learned counsel for the respondent no.1.

..... J.
(TARUN CHATTERJEE)

..... J.
(D.K. JAIN)

NEW DELHI,
AUGUST 23, 2007.
ITEM NO.107

COURT NO.10

SECTION XVI

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 5110 OF 2000

MA TARA COLD STORAGE (P) LTD. Appellant (s)
VERSUS
UNITED INDIA INSURANCE CO. LTD. & ANR. Respondent(s)
(With appln(s) for permission to file additional documents with affidavit in support and with office report)

Date: 23/08/2007 This Appeal was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE TARUN CHATTERJEE
HON'BLE MR. JUSTICE D.K. JAIN

For Appellant(s) Mr. Rana Mukherjee, Adv.
Mr. Siddharth Gautam, Adv.
Mr. Goodwill Indeevar, Adv.

For Respondent(s) Mr. Vishnu Mehra, Adv.
Mr. B.K.Satiya ,Adv
(for respondent no.1)

UPON hearing counsel the Court made the following
ORDER

Mr. Rana Mukherjee, learned counsel appearing on behalf of the appellant submits on instruction that the appeal shall not be prosecuted with. Accordingly, the appeal stands dismissed for non-prosecution. There shall be no orders as to costs. Interim order, if any, shall stand vacated.

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(A.D. Sharma)
Court Master

(Phoolan Wati Arora)
Court Master

(Signed Order is placed on the file)