

ITEM NO.7

COURT NO.13

SECTION XVI

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

Petition(s) for Special Leave to Appeal (C) No(s).11105/2025

[Arising out of impugned final judgment and order dated 23-12-2024  
in FMAT No.543/2023 passed by the High Court at Calcutta]

AGR PLANTATIONS PVT. LTD.

Petitioner(s)

VERSUS

SANTOSH KUMAR AGARWALA &amp; ORS.

Respondent(s)

(MEDIATION REPORT AWAITED)

(IA No. 299245/2025 - MODIFICATION OF COURT ORDER  
IA No.10394/2026 - APPLICATION FOR PERMISSION TO FILE ADDITIONAL  
DOCUMENTS)

Date : 13-01-2026 This matter was called for hearing today.

CORAM :

HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH  
HON'BLE MR. JUSTICE R. MAHADEVAN

For Petitioner(s) Ms. Aanchal Tikmani, AOR

For Respondent(s) Mr. Satish Vig, AOR

Mr. Bhaskar Aditya, AOR

Mr. Raja Chatterjee, Adv.

Mr. Adeel Ahmed, AOR

Ms. Riya Dutta, Adv.

Ms. Chumthunglo Ngullie, Adv.

Mr. Aamir Hussain, Adv.

Mr. Anil K. Jha, AOR

O R D E R

After hearing learned counsel for the parties in I.A. No.  
299245 of 2025 for modification/recall/clarification of this

Court's order dated 23.09.2025, we do not find any occasion to pass any order in the said I.A. as the said order sufficiently protects the interest of all concerned. Accordingly, the same stands disposed of.

2. I.A. No.10394 of 2026 has been filed by the petitioner indicating that despite the order passed by this Court on 23.09.2025 granting stay of all civil and criminal proceedings *inter se* between the parties, in some of the cases, the Police are giving notice to the petitioner that they would proceed with the matter. We reiterate that if there is any transgression by any authority violating the order of this Court, a strict view shall be taken and it shall be open to the petitioner to bring on record any such violation. I.A. No.10394 of 2026 stands disposed of.

3. After the order was dictated, learned counsel for the respondents no.1 and 2 flagged an issue relating to non-permission to the respondents no.1 and 2, who reside on the second floor of the building to use the common lift in the building.

4. On a query of the Court to learned counsel for the petitioner, we are informed that there is no opening of the lift on the second floor but for the same, the work has started today to make a provision, which shall be completed latest within a period of seven days.

5. We find the period indicated to be absolutely unreasonable. The work be completed within a period of three days i.e., 72 hours positively from today. Failure to do so, shall entail strict penal consequences for the petitioner.

6. Further, we direct that in the interregnum, till the door of the lift is opened on the second floor, the lift shall not be used by any of the parties concerned. Any violation of this also shall entail strict penal consequences for the party concerned who violates. It shall be open for the parties to bring on record evidence to show that the lift has been used by any of the party despite the stay order granted by this Court.

7. On a query, we have been informed by the learned counsel for the parties that mediation is progressing satisfactorily and it is taking time for the reason that there are a lot of parties who are involved and dates in the mediation are difficult to fix as per the convenience of all the parties.

8. Be that as it may, we request the learned Mediator to ensure that the matter does not spill over beyond the next date fixed. It is also clarified that whatever request the learned Mediator has made to the parties, the same shall be complied with without any delay.

9. List on 11.03.2026.

(SAPNA BISHT)  
COURT MASTER (SH)

(ANJALI PANWAR)  
ASSISTANT REGISTRAR