

ITEM NO.2 COURT NO.10 SECTION IIA

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

CRIMINAL APPEAL NO(s). 1607 OF 2008

M/S SATNAM AGRO INDUSTRIES & ANR Appellant (s)

VERSUS

STATE OF PUNJAB & ORS Respondent(s)

(Office Report for direction)

WITH CRL. APPEAL NO. 1608 of 2008
(Office Report for direction)

Date: 06/03/2009 These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA
HON'BLE MR. JUSTICE B. SUDERSHAN REDDY

For Appellant(s) Mr. D. Mahesh Babu, Adv. (NP)

Mrs. Jayashree Wad, Adv.
Mr. Ashish Wad, Adv.
Mr. Chirag S. Dave, Adv.
Mr. Satya Vikram, Adv.
Mr. Sameer Abhyankar, Adv.
for M/S. J.S. Wad & Co., Advs.

For Respondent(s)

Mr. Kuldip Singh, Adv.
Mr. R.K. Pandey, Adv.
Mr. T.P. Mishra, Adv.
Mr. Sanjay Katyal, Adv.Mrs. Jayashree Wad, Adv.
Mr. Ashish Wad, Adv.
Mr. Chirag S. Dave, Adv.
Mr. Satya Vikram, Adv.
Mr. Sameer Abhyankar, Adv.
for M/S. J.S. Wad & Co., Advs.UPON hearing counsel the Court made the following
ORDER

Perused the Report dated 26.11.2008 of the Addl. Chief

2

Crl.A. No. 1607/2008

Judicial Magistrate, Ferozpur submitted in compliance of order

dated 14.10.2008 passed by this Court. The Addl. Chief Judicial

Magistrate has in his report given a brief resume of auction

proceedings conducted on 25.11.2008 at the premises of the appellant

M/s. Satnam Agro Industries. The report reveals that auction

proceedings were started by fixing Rs. 43,51,438/- as minimum price

but nobody came forward to give bid at the auction. Therefore, the sale by way of public auction could not take place. The parties in this case were not ready to further lower the price. It was suggested by the officers of food procuring agencies, present at the time of auction proceedings, that the stock lying with the appellants can be sold at the highest price by calling the tenders. In the teeth of the report of the Addl. Chief Judicial Magistrate, Ferozepur, we order that the food grain which is the subject matter of the dispute in the present case shall be put to public auction by calling tenders, as suggested by the Addl. Chief Judicial Magistrate, Ferozepur. The said process shall be completed within eight weeks from today. The tender process may be adopted by the Addl. Chief Judicial Magistrate on his own. A further report shall be submitted after eight weeks.

(Ajay Kr. Jain)
Court Master

(Vinod Kulvi)
Court Master