

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.16255/2001

(From the judgement and order dated 22/08/2001 in CA 2/2001  
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

VIJAY KUMAR CHOPRA & ORS.

Petitioner (s)

VERSUS

SUDARSHAN CHOPRA & ORS.

Respondent (s)

( With Appln(s). for permission to place addl. documents on record  
and with prayer for interim relief )

Date : 19/11/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.C. LAHOTI  
HON'BLE MR. JUSTICE BRIJESH KUMAR

For Petitioner (s) Mr. A.B. Divan, Sr. Adv.  
Mr. S.N. Mukherjee, Adv.  
Mr. Arun Kathpalia, Adv.  
Ms. Shellka Arora, Adv.  
for Mr. Pradeep Kumar Bakshi, Adv.

For Respondent (s) Mr. Ashok H. Desai, Sr. Adv.  
No.3 Mr. H.L. Tikku, Adv.  
Mr. Kamal Nijhawan, Adv.  
Mr. H.P. Chawla, Adv.  
Mr. Punit Dutt Tyagi, Adv.

UPON hearing counsel the Court made the following  
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We have perused the order dated 22nd October, 2001  
passed by the High Court.

Without expressing any opinion on the merits or  
justification of the order dated 22/10/2001, we would  
like to clarify that the SLP, filed before this Court,  
has not been entertained so far and on 5/10/2001 the  
hearing was simply adjourned as the matter before the  
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High Court was coming up for hearing on 22/10/2001 as  
appointed by the High Court itself. We further clarify  
that filing of this SLP in this Court does not exclude  
the High Court from hearing the matter before it and  
rather we request the High Court to do so.

We would appreciate the High Court taking up the  
matter before it at the earliest and in any case within a  
period of two months from today, subject to a mention  
being made before the Hon'ble the Chief Justice or the

Bench seized of the hearing and hear on the objection as to maintainability of the appeal raised by the respondents in the High Court and also to hear on the application seeking vacating/setting aside/recalling of the interim order dated 22/8/2001 and dispose of these two issues by a reasoned order. In the event of the appeal being held not maintainable, it would be an end of the matter before the High Court. However, if the High Court may hold the appeal to be maintainable, it may appoint a date for hearing on its merits, consistently with its calendar and keeping in view the urgency of the matter

Learned counsel for respondent No.1, who is appellant in the High Court, assures that the prayer for early hearing on the above two issues shall not be opposed and the matter would be argued without making a prayer for adjournment.

List after two months.

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Sarita (Radha Rani Bhatia)@@  
AA  
Court Master@@  
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