

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

RECORD OF PROCEEDINGS

IA 2/2005 in CIVIL APPEAL NO. 5055 OF 2005

M/S. KRISHNA DEVELOPERS

Appellant (s)

VERSUS

RADHA RAMAN MANDAL & ORS.

Respondent(s)

(For clarification of Court's order dated 12.8.2005 and office report)

With

I.A.No.3 in C.A.No. 5056/2005(for clarification of Court's order dated 12.8.2005 and office report)

Date: 25/11/2005 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Applicant(s)/

Mrs. Rakhi Ray, Adv.

Appellant(s)/

Ms. Inkle Barooah, Adv.

Respondent(s)

Ms. Bina Gupta, Adv.

Mr.A.V.Savant, Sr. Adv.

Mr.Sanjay V. Kharde, Adv.

Ms. Chandan Ramamurthi, Adv.

Mr.Atul Rajadakshia, Sr.Adv.

Mr. A.S. Bhasme ,Adv

Mr. M.N. Shroff ,Adv

Mr.Mukul Rohtagi, Sr.Adv.

Mr.Subrat Birla, Adv.

Mr. S.C. Birla ,Adv

Mr.Arvind Savant, Sr. Adv.

Mr. K.R. Sasiprabhu ,Adv

UPON hearing counsel the Court made the following

O R D E R

By order dated 12.8.2005, this Court passed the following order
in SLP(C)
No.14011/2004:

" Leave granted.

Mr. Mukul Rohtagi, learned senior Counsel appearing on behalf of
the contesting
respondents states that his clients could have no objection if the order impugned is
set aside and the
chamber motion taken

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out by the appellant herein for being impleaded as a party is allowed. The suggestion of Mr.R
ohtagi is

acceptable to the learned Counsel appearing on behalf appellant. It is d
irected accordingly. The

appellant-may be impleaded as a party in the pending writ petition and the matter may be heard
afresh

along with pending connected notices of motion and the Chamber Motions, if any.

The appeals are, thus, disposed of."

Mr. Mukul Rohtagi, learned senior counsel appearing on behalf o
f respondent No. 52

submits that pursuant to and in furtherance of the said order, the mat
ter has been heard on merits

again by the High Court of Bombay after impleading the petitioners as parties. In the said pro
ceedings

an order has been passed on 23.8.2005.

Mr.Savant, learned senior Counsel appearing on behalf of the applicants states th
at a special

leave petition for grant of special leave has also been filed against the said order dated 23.8.2005 which

has been numbered as SLP(C) No. 23998/2005.

Having regard to the facts and circumstances of this case, we are of the opinion that these

applications may be heard by the same Bench hearing SLP(C) No. 23998/2005.

(Meenu Sethi)

(Pushap Lata Bha

rdwaj)

Court Master

Court Master