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SLP(C)No. 14808 OF 1999
ITEM No.2

Court No. 8

SECTION XIV
A/N MATTER

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.14808/1999

(From the judgement and order dated 02/09/1999 in WP 32/99
of The HIGH COURT OF SIKKIM)

NORTH EAST FINANCE CORPN.LTD.&ANR

Petitioner (s)

VERSUS

U.O.I. & ORS

Respondent (s)

(With Appln(s). for permission to submit additional document(s) and
impleading party and for permission to file rejoinder affidavit
and for discharge from the case and with prayer for interim relief
and with office report)
(For Final Disposal)

With SLP(C)No.6861/2000, TP(C)Nos.28 and 33 of 2000,
TP(C)No.32/2000-(With appln. for directions)
W.P(C)Nos.577,578,579 of 2000-(With appln.(s) for interim relief
and directions)

Date : 10/04/2001 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.P. MISRA
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s) in SLP(C)14808 : Mr. Parijat Sinha,Adv.
of 1999,TP(C)Nos.32,33 of 2000
and for res. in SLP(C) 6861/2000

in TP(C)28/2000 & for res. in : Mr. K.N. Bhat,Sr.Adv.
SLP(C)14808/99 : Mr. H.S. Parihar,Adv.
: Mr. Kuldeep S. Parihar,Adv.

in WP(C)577,578 & 579 of 2000 : Mr. Rajesh Prasad Singh, Adv.
for applicants: : Mr. Ranjan Mukherjee,Adv.

For Respondent (s)

in SLP(C)14808/99, 6861/2000, : Ms. Shipra Ghose,Adv.
TP(C) 32 & 33 of 2000

UOI : Mr. P. Parmeswaran, Adv.

in SLP(C)14808/2000 : Mr. P.P. Singh,Adv.
: Mr. N.M. Sharma,Adv.

in TP(C)28/2000 : Mr. O.P. Gaggar, Adv.

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UPON hearing counsel the Court made the following
O R D E R

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SLP(C) No. 14808/99@@
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This Court on 9th January,2001 passed the following Order:

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".....learned counsel for the petitioner states, which is also incorporated in I.A. No.10, he wants to be discharged as in spite of letters written by him to the petitioner, he is not responding learned counsel for the parties states that this matter is being adjourned time and again which is affecting many of the depositors as no relief is being given in view of the pendency of this matter in this Court. However, in view of the said application, we direct the Registrar to issue fresh notice to the petitioner stating his counsel has withdrawn from the case hence he may, if he is so advised, engage another counsel. The Registry shall give next date of hearing after six weeks from today. The notice shall also state that in case after service of notice he does not choose to appear or through counsel, the Court will proceed to examine his petition and decide the matter."

.SP2
As learned counsel for the petitioner Mr. Parijat Sinha was not getting response we ordered the Registry to sent notices to the petitioner. As per office report dated 12th March,2001, the unserved registered covers containing notices from both the petitioners have been received back with the postal remarks 'no such firm is existed at present', 'not known' respectively. Notice was also issued to District and Sessions Judge which has also been received back unserved with the postal remark 'no such company or corporation in the name and style in Tibet Road Area nor there is any such person named-Ashok Dey carrying on business at Tibet Road, Gangtok.

:3:

The matter was taken up today again. There is none to press this petition. In view of the aforesaid fact the Special Leave Petition is dismissed for non prosecution. Costs on the parties.

On the basis of oral prayer made by the learned counsel for the applicant in I.As. Nos.5,11 and 12 in this SLP we order it may be treated to be in the writ petition Nos.577,578 and 579/2000.

W.P.(C) Nos. 577, 578 and 579/2000@@
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Issue notice returnable within six weeks.
T.C.(C) Nos. 28,32 and 33/2000@@
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List these Transferred Cases after service is

complete along with other T.Ps. W.P.(C) No. 119/2000
may also be listed when these petitions are listed next.
The service may be completed within the aforesaid period,
in case service in these petitions is incomplete.

SLP(C) No. 6861/2000@@

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No one is present to press this petition on@@

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behalf of the Union of India list this matter when these
connected matters are listed next.

List after summer vacation.

.SP1

(Ganga Thakur)
P.S.to Registrar

(V.P. Tyagi)
Court Master