

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).3826/2011

(Arising out of impugned final judgment and order dated 10/09/2010 in CWP No.7013/2007 passed by the High Court Of Delhi At New Delhi)

M/S. CHOWHAN EXPORTS LTD.

Petitioner(s)

VERSUS

ASSET RECONSTN.CO. OF INDIA LTD. & ORS.

Respondent(s)

(With appln.(s) for substitution and interim relief and office report)

WITH

SLP(C)Nos.3726-3727/2014

(With appln.(s) for interim relief and Office Report)

SLP(C)Nos.32409-32410/2014

(With appln.(s) for intervention and vacating stay and Interim Relief and Office Report)

SLP(C)No.4242/2015

(With appln.(s) for exemption from filing c/c of the impugned judgment and Interim Relief and Office Report)

SLP(C)No.18100/2013

(With appln.(s) for formal disposal and Interim Relief and Office Report)

Date : 11/05/2016 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ANIL R. DAVE

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

For Petitioner(s)

SLP(C)No.3826

Mr. Rabin Majumdar,Adv.

SLP(C)3726-27

Mr. Krishnan Venugopal,Sr.Adv.

Mr. Kaushik Mishra,Adv.

Mr. Shivendra Singh,Adv.

For Mr. Rabin Majumder,Adv.

SLP (C) 32409-10 Mr. P. Vishwanatha Shetty, Sr. Adv.
Mr. Sharan Thakur, Adv.
Mr. Chandrasen Reddy, Adv.
Mr. Vijay Kumar Paradeshi, Adv.
Mr. Mahesh Thakur, Adv.
For Dr. Sushil Balwada, Adv.

SLP (C) 4242 Mr. A.V. Rangam, Adv.

SLP (C) 18100 Ms. Madhavi Divan, Adv.
Mr. T. Baskar Gowtham, Adv.
Mr. Vishal Arun, Adv.

For Respondent(s)

SLP (C) 3826 Mr. E.C. Agrawala, Adv.

SLP (C) 3726-27 Mr. Jitendra Kumar, Adv.
Mr. Ashok Kumar, Adv.

SLP (C) 3726-27 Mr. Rajesh Kumar, Adv.
Mr. Gaurav Kumar Singh, Adv.
Mr. Rakesh Chaurasiya, Adv.
Mr. Anant Gautam, Adv.
For M/s. Mitter & Mitter Co., Adv.

SLP (C) 32409-10 Mr. Jaideep Gupta, Sr. Adv.
Mr. A.V. Rangam, Adv.
Mr. Buddy A. Ranganadhan, Adv.
Mr. D.V. Raghu Vamsy, Adv.

SLP (C) 32409-10 Mr. Purti, Adv.
Mr. Arvind Kumar, Adv.
Mr. Chinbal Chauhan, Adv.
Ms. V.S. Lakshmi, Adv.
Mr. A.V. Balan, Adv.

SLP (C) 32409-10 Mr. Deepak Anand, Adv.

SLP (C) 18100 Mr. Suresh Dobhal, Adv.
Mr. Yugank Goel, Adv.
Mr. Gaurav Agrawal, Adv.

SLP (C) 18100 Mr. Vikramjit Banerjee, Adv.
Mr. P.S. Sudheer, Adv.
Mr. Rishi Maheshwari, Adv.
Ms. Anne Mathew, Adv.
Mr. Bharat Sood, Adv.
Mr. Raj Kumar Kaushik, Adv.

Mr. Chandra Shekhar Suman, Adv.
Mr. Deepshikha Bharati, Adv.
For Mr. Anish Kumar Gupta, Adv.

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

SLP(C)Nos.3826/2011 :

We do not find any merit in this petition. The special leave petition is, accordingly, dismissed.

Pending application, if any, stands disposed of.

SLP(C)Nos.32409-32410/2014 :

We do not find any merit in these petitions. The special leave petitions are, accordingly, dismissed. Pending application, if any, stands disposed of.

However, it is clarified that it would be open to the petitioner to approach the respondent-Bank with a suitable proposal and it would be open to the parties to settle their dispute.

All other contentions are kept open.

SLP(C)No.4242/2015 :

In view the order passed in SLP(C)Nos.32409-32410/2014, this special leave petition does not survive and the same shall stand disposed of.

SLP(C)Nos.3726-3727/2014 & 18100/2013 :

We do not find any merit in these petitions. The special leave petitions are, accordingly, dismissed.

Pending application, if any, stands disposed of.

It is clarified that all issue which are not covered by the judgment delivered in Madras Petrochem Ltd. & Anr.

Vs. Board of Industrial & Financial Reconstruction & Ors.,
2016 (4) SCC 1, may be contended before the concerned
authority.

(Sarita Purohit)
Court Master

(Chander Bala)
Court Master

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R E C O R D O F P R O C E E D I N G S

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SLP(C)No.18100/2013

(With appln.(s) for formal disposal and Interim Relief and Office Report)

Date : 11/05/2016 These petitions were called on for hearing today.

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Mr. Sharan Thakur, Adv.
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Mr. Vijay Kumar Paradeshi, Adv.
Mr. Mahesh Thakur, Adv.
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Mr. Gaurav Kumar Singh, Adv.
Mr. Rakesh Chaurasiya, Adv.
Mr. Anant Gautam, Adv.
For M/s. Mitter & Mitter Co., Adv.

SLP (C) 32409-10 Mr. Jaideep Gupta, Sr. Adv.
Mr. A.V. Rangam, Adv.
Mr. Buddy A. Ranganadhan, Adv.
Mr. D.V. Radhu Vamsy, Adv.

SLP (C) 32409-10 Mr. Purti, Adv.
Mr. Arvind Kumar, Adv.
Mr. Chinbal Chauhan, Adv.
Ms. V.S. Lakshmi, Adv.
Mr. A.V. Balan, Adv.

SLP (C) 32409-10 Mr. Deepak Anand, Adv.

SLP (C) 18100 Mr. Suresh Dobhal, Adv.
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Ms. Anne Mathew, Adv.
Mr. Bharat Sood, Adv.
Mr. Raj Kumar Kaushik, Adv.

Mr. Chandra Shekhar Suman, Adv.
Mr. Deepshikha Bharati, Adv.
For Mr. Anish Kumar Gupta, Adv.

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

SLP(C)Nos.3826/2011 & 3726-3727/2014 :

We do not find any merit in these petitions. The special leave petitions are, accordingly, dismissed.

Pending application, if any, stands disposed of.

SLP(C)Nos.32409-32410/2014 :

We do not find any merit in these petitions. The special leave petitions are, accordingly, dismissed. Pending application, if any, stands disposed of.

However, it is clarified that it would be open to the petitioner to approach the respondent-Bank with a suitable proposal and it would be open to the parties to settle their dispute.

All other contentions are kept open.

SLP(C)No.4242/2015 :

In view the judgment delivered by this Court in Madras Petrochem Ltd. & Anr. Vs. Board of Industrial & Financial Reconstruction & Ors., 2016 (4) SCC 1, the proceedings before the Board for Industrial & Financial Reconstruction (BIFR) shall continue. The special leave petition stands disposed of.

SLP(C)No.18100/2013 :

We do not find any merit in this petition. The special leave petition is, accordingly, dismissed.

Pending application, if any, stands disposed of.

It is clarified that all issue which are not covered by the judgment delivered in Madras Petrochem Ltd. & Anr.

Vs. Board of Industrial & Financial Reconstruction & Ors.,
2016 (4) SCC 1, may be contended before the concerned
authority.

(Sarita Purohit)
Court Master

(Chander Bala)
Court Master