

LISTED ON : 19-02-2016  
COURT NO. : 2  
ITEM NO. : 36

SECTION XII-A  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

**PETITION FOR SPECIAL LEAVE TO APPEAL(C)Nos. 32409-32410 OF  
2014 AND SLP(C) NO. 4242 OF 2015.**

WITH  
PRAYER FOR INTERIM RELIEF

AND  
**INTERLOCUTORY APPLICATION NOS. 1-2**  
(Application for vacating stay)

AND  
**INTERLOCUTORY APPLICATION NOS. 3-4**  
(Application for intervention filed by Mr. A.V. Balan, Advocate)

AND  
**INTERLOCUTORY APPLICATION NOS. 5-6**  
(Application for intervention filed by Mr. Shekhar Kumar, Advocate)

AND  
**INTERLOCUTORY APPLICATION NO...**  
(Application for intervention filed by Mr. Deepak Anand, Advocate)

AND  
**INTERLOCUTORY APPLICATION NO. 1 in SLP(C) No. 4242 of 2015**  
(Application for exemption from filing certified copy of impugned order)

M/S. SHEETAL REFINERIES LTD. ...PETITIONER

-VERSUS-

THE RBI & ANR ETC. ...RESPONDENTS

**OFFICE REPORT**

The SLP(C) Nos. 32409-32410 of 2014 above-mentioned was listed before the Hon'ble Court on 28<sup>th</sup> November, 2014, when the Hon'ble Court was pleased to pass the following order :

“Issue notice, returnable on 27.01.2015.

In the meantime, Ad-interim relief, as prayed for in the Special Leave Petition (at Page Nos. 38-39), is granted viz :-

- 1) The operation and implementation of the impugned Judgment is stayed.
- 2) The order of the DRT dated 19.12.2013 is stayed.
- 3) The operation of the possession notice under Section

13(4) of the SARFAESI Act dated 04.11.2013 is stayed.

4) No coercive steps be taken against the petitioner.

5) The BIFR is permitted to render its order in Reference No. 13/2013 and place the same before this Court”

Subsequently, the matters alongwith connected SLPs were listed before the Hon'ble Court on 27<sup>th</sup> January, 2015, when the Hon'ble Court was pleased to pass the following order :

“Rejoinder affidavit may be filed within two weeks from today.

List the matters on 16th February, 2015, along with SLP(C)No.18100 of 2013.

In the meantime, the order, if any, which might be passed by the BIFR, shall be subject to the final order to be passed in these special leave petitions.”

AND, the SLP(C) No. 4242 of 2015 was listed before the Hon'ble Court on 27<sup>th</sup> February, 2015, when the Hon'ble Court was pleased to pass the following order :

“List the matter on 9<sup>th</sup> March, 2015.

Tag with SLP(C)Nos.32409-32410 of 2014.”

Lastly, the matters above-mentioned were listed before the Hon'ble Court alongwith other connected matters on 09<sup>th</sup> March, 2015, and 14<sup>th</sup> July, 2015 when the Hon'ble Court was pleased to pass the following order:

**09<sup>th</sup> March 2015:**

“ SLP(C)Nos.18100/2013 & 32409-410/2014 :

During the pendency of these petitions, no final order shall be passed by the BIFR, though the proceedings may go on.

Ad-interim relief granted earlier shall continue until further orders.

SLP(C)Nos.3726-27/2014 :

The learned counsel appearing for the petitioners seeks permission to file separate I.As. in view of certain developments which have taken place during the pendency of these special leave petitions.

Permission is granted.

I.A. may be filed within one week from today.

He is permitted to file I.A. for further interim relief.

List all the matters in the month of April, 2015”.

**14<sup>th</sup> July 2015:**

“List on 04.08.2015”.

It is submitted to the Hon'ble Court that there are two Respondents in SLP(C) No. 32409 of 2014 and sole Respondent in SLP(C) No. 32410 of 2014. Mr. A.V. Rangam, Advocate has filed Vakalatnama/appearance on behalf of Respondent No. 2 in SLP(C) No. 32409 of 2014 and sole Respondent in SLP(C) No. 32410 of 2014. A period of more than thirty days has already elapsed from the date of issue of the notice by registered post, but neither AD card nor unserved registered cover has been received from Respondent No.1 in SLP(C) No. 32409 of 2014.

It is further submitted that Mr. A.V. Rangam, Counsel for the Respondent No. 2 in SLP(C) No. 32409 of 2014 and sole Respondent in SLP(C) No. 32410 of 2014 has on 22<sup>nd</sup> January, 2015 filed counter affidavit and the same has been included in SLP paper books. He has also filed an application for vacation of ad-interim exparte order dated 28<sup>th</sup> November, 2014. The same are registered as I.A. Nos. 1-2 and has been included in SLP paper books.

Service is incomplete on Respondent No.1 in SLP(C) No. 32409 of 2014

It is also submitted that Counsel for the petitioner has on 12<sup>th</sup> February, 2015 filed rejoinder affidavit on behalf of petitioner. The same has already been included in SLP paper books.

It is lastly submitted that M/s. A.V. Balan and Shekhar Kumar, Advocates, have on 28<sup>th</sup> July 2015 and 16<sup>th</sup> January, 2016 filed the applications for intervention. The same have been registered as IA Nos. 3-4 and 5-6 and are placed below for kind perusal of Hon'ble Court.

It is lastly Mr. Deepak Anand, Advocate has on 16<sup>th</sup> November, 2015 filed an application for intervention. But the same is defective as he has not mentioned the address of the proposed intervening party and also not served its copy on other side Advocate Mr. A.V Rangam. The said unregistered application is placed before Hon'ble Court for kind perusal.

The aforesaid matters alongwith applications are listed before the Hon'ble Court with this office report.

Dated this the 17<sup>th</sup> day of February, 2016.

ASSISTANT REGISTRAR

Copy to:-

1. Mr. Sushil Balwada, Advocate  
430, New Lawyers Chambers
2. Mr. A.V. Rangam, Advocate  
38, Lawyer's Chamber
3. Mr. A. V. Balan, Advocate  
A-7-S, Delhi Police Apartment,  
Mayur Vihar, Phase – I,  
New Delhi- 110 091.
4. Mr. Shekhar Kumar, Advocate  
Library-2, Supreme Court of India

ASSISTANT REGISTRAR