

ITEM NO.52

COURT NO.6

SECTION XVI

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

I.A. Nos. 45-46/2016 in
Petition(s) for Special Leave to Appeal (C) No(s).18265-18266/2013

(Arising out of impugned final judgment and order dated 02/05/2013
in APO No. 65/2013 and APO No. 105/2013 in CP No. 233/2008 passed
by the High Court of Calcutta)

DUNLOP INDIA LTD

Petitioner(s)

VERSUS

M/S E.V.MATHAI AND SONS & ANR.

Respondent(s)

(with appln. (s) for impleadment and office report)
(With application for modification/clarification of the order dated
26.02.2013)

Date : 29/07/2016 These application(s) were
called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE PRAFULLA C. PANT

For Petitioner(s) Mr. Dushyant Dave, Sr. Adv.
Mr. Prashant Kumar, Adv.
Ms. Triveni Potekar, Adv.
Mr. A.K. Jain, Adv.
Mr. Bijoy Kumar Jain, Adv.

For Respondent(s) Ms. Shahrukh Alam, Adv.
Mr. A.K. pandey, Adv.
Mr. Shiv Shankar, Adv.
Mr. Vipin Kumar Jai, Adv.

Mr. Saanjay Kumar Ghosh, Adv.
Ms. Rupali S. Ghosh, Adv.
For Mr. Deba Prasad Mukherjee, Adv.

Mr. Shekhar Naphade, Sr. Adv.
Mr. Ritin Rai, Adv.
Ms. Kanchan Yadav, Adv.
For M/s. Legal Options

Mr. Parijat Sinha, Adv.

Mr. O. P. Gaggar, Adv.

Mr. Naresh Kumar, Adv.

Mr. Gaurav Kejriwal, Adv.

Mr. Sujit Keshri, Adv.

Mr. P. Chidambaram, Sr. Adv.

Mr. V. Giri, Sr. Adv.

Mr. R.N. Karanjawala, Adv.

Ms. Ruby Singh Ahuja, Adv.

Mr. Vishal Gehrana, Adv.

Mr. Anand Shankar Jha, Adv.

Mr. Utsav Trivedi, Adv.

Mr. Harsh Trivedi, Adv.

Ms. Manik Karanjawala, Adv.

For M/s. Karanjawala & Co.

Mr. Abhinav Mukerji, Adv.

Mr. Santosh Mishra, Adv.

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

We have heard the learned counsel for the parties.

On due consideration the prayer for impleadment is allowed.

Having regard to the facts stated in the application(s) for impleadment and modification/clarification, we direct the official liquidator to disclaim the property in question, i.e. Flat No.1, located on 5th floor front side of premises 9, Syed Amir Ali, Avenue, Kolkata-700017 and restore possession thereof to the applicant - Ratna Manna.

All dues including rent, after adjustment as may be required, be paid by the official liquidator to the applicant out of the fund available on account of Dunlop India Limited within a period of of six weeks from today.

As observed in our earlier order dated 25.07.2016, the present special leave petitions as also all pending applications therein shall stand closed.

(Neetu Khajuria)
Court Master

(Asha Soni)
Court Master