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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

RECORD OF PROCEEDINGS

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&#39;BLE MR. JUSTICE RANJAN GOGOI

HON&#39;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.

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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 5 th

floor front side of  
premises 9, Syed Amir Ali, Avenue, Kolkata-700017  
and restore possession thereof to the applicant -  
Ratna Manna.

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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