

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Civil Appeal.No.5812/2000 (for preliminary hearing)

DHANRAJ MILLS LTD.

Appellant (s)

VERSUS

CUSTODIAN & ORS.

Respondent (s)

( With Appln(s). for ex-Parte stay )

With

C.A.Nos.5813-5814/2000 (for preliminary hearing)

(Apollo Tyres Ltd. vs. Custodian & Ors.)(with appln.(s) for exemption from filing c/c of the impugned judgment and ex-parte stay)

Date : 04/12/2000 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. KIRPAL

HON'BLE MRS. JUSTICE RUMA PAL

For Appellant (s)

in CA 5812/00

Mr. Suresh D Parikh, Sr. Adv.  
Mr. Navroz H Seervai, Mr. Jehangir Mistry,  
Mr. Sham J Mehta, Mr. Bhargava V. Desai and  
Ms. Kumud Singh, Advs.

in CAs 5813-5814/00

Mr. P Chidambaram, Sr. Adv.  
Mr. C S Vaidyanathan, Sr. Adv.  
Mr. Sayali Phatak, Mr. R N Karanjawala,  
Ms. Nandini Gore, Mr. Rishikesh Barua and  
Ms. Manik Karanjawala, Advs.

For Respondent (s)

Mr. Atul M Setelwad, Sr. Adv.  
Mr. S Rustomjee, Adv.  
Mr. A. Subba Rao,Adv.

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

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CA No. 5812/2000@@  
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After hearing the learned counsel for the parties, we are in agreement with the decision of the Special Court which, in our opinion, calls for no interference. The appeal is dismissed.

CA Nos. 5813-5814/2000@@  
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Exemption from filing certified copy of the impugned judgment is granted.

Appeals are admitted restricted to the issue whether the shares of Apollo Tyres Ltd. should be sold as a controlling block or in small lots. To be tagged along with Civil Appeal Nos. 7629/99 and 7630/99.

The question of buying-back will also be gone into if need arises.

It is made clear that there is no stay of the applicability of the Scheme as such.

(D.P. Walia)  
Court Master

(S.S. Gupta)  
Court Master

(Signed Order in CA No. 5812/00 is placed on the file)

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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 5812 OF 2000@@  
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Dhanraj Mills Ltd.

..Appellant(s)

vs.

Custodian & Ors.

..Respondent(s)

O R D E R@@  
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After hearing the learned counsel for the parties, we are in agreement with the decision of the Special Court which, in our opinion, calls for no interference. The appeal is dismissed.

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.....J.  
(B.N. KIRPAL)

.....J.  
(RUMA PAL)

New Delhi;

December 4, 2000.