

ITEM NO.105

COURT NO.8

SECTION IVA

SUPREME COURT OF INDIA
 RECORD OF PROCEEDINGS
 CIVIL APPEAL NO(s). 2237 OF 2001

M/S. J.K. INDUSTRIES

Appellant (s)

VERSUS

KARNATAKA URBAN WATER SUPP.& DRAN.BD&ORS

Respondent(s)

(With office report)

Date: 18/02/2009 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
 HON'BLE MR. JUSTICE HARJIT SINGH BEDI

For Appellant(s) Mr. Dushyant Dave, Sr. Adv.
 Mr. K.T. Ananthraman, Adv.
 Mr. R.V.S. Naik, Adv.
 Mr. Anirudh Rajpur, Adv.
 Mr. Santosh Krishnan, Adv.
 Mr. Vasudevan Raghavan, Adv.

For Respondent(s) Mr. A. Rohen Singh, Adv.
 Mr. Amit Chawla, Adv.
 Mr. Sanjay R. Hegde, Adv.

Mr. M.Gireesh Kumar, Adv.
 Ms. Sangeeta Kumar, Adv.

Mr. P.R. Ramasesh, Adv.

UPON hearing counsel the Court made the following
 ORDER

This Court in its order dated 21.1.2009 specifically
 directed the Commissioner, Mysore City Corporation to file a
 comprehensive affidavit giving the details of the entire
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outstanding amount due to the appellant as on date.

Unfortunately, the order of this Court has not been properly
 comprehended because the affidavit filed by the Commissioner
 on 3.2.2009 does not give any basis on which the Corporation
 has arrived at the figure of Rs.54,03,746/-.

The affidavit also refers to the notification dated
 26.6.1996 which has also not been filed along with the affidavit.

We direct the Commissioner, Mysore City Corporation to file

further affidavit giving the basis on which the outstanding amount has been worked out and also remain present in the Court on 3.3.2009 along with the entire records of this case.

This is done to avoid any further adjournment in the matter.

It is also made clear that no further opportunity would be given to the respondent and the Court would be constrained to pass order on the next date of hearing. List on 3.3.2009 as the first case.

(K.K. Chawla)
AR-cum-PS

(Neeru Bala Vij)
Court Master