

SLP(C)No. 17263 OF 2000

ITEM No.24

Court No. 3

SECTION IX
A/N MATTER

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

Petition(s) for Special Leave to Appeal (Civil) No.17263/2000
(From the judgement and order dated 26/06/2000 in Appeal No. 373/00
of The HIGH COURT OF BOMBAY)

BOARD OF TRUSTEES

Petitioner (s)

VERSUS

MACGREGOR NAVIRE PORT EQUIPMENT A.B.&ANR

Respondent (s)

(With prayer for interim relief)
(With Appln(s). for exemption from filing c/c of the impugned Judgment)

Date : 03/08/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. KIRPAL
HON'BLE MR. JUSTICE N. SANTOSH HEGDE

For Petitioner (s) Mr. R N Trivedi, ASG
Mr. Buddy A Ranganadhan, Adv. for
M/s J.B. Dadachanji & Co.,Advs.

For Respondent (s) Mr. Sanjay Gupta, Adv.
Mr. Vinod Shukla, Adv.
Mr. Rajeev Sharma,Adv.

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

.....L.....I.....T.....T.....T.....T.....T.....J

.SP2

Special leave granted.

We find that the appellant invoked the bank
guarantee on 29th March, 1988. The Standard Chartered
Bank, for reasons best known to it, chose not to make the
payment and on 28th April, 1988 the High Court granted stay
of encashment of the bank guarantee. On 21st March, 1991,
...2/-

.PA

:2:

order was passed by the High Court on the notice of motion
requiring respondent No. 1 to keep the bank guarantee
alive.

We are told that the bank guarantee on 24th
February, 1989 had already expired and, therefore, the

