

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(s).35762/2009

(From the judgment and order dated 23/09/2009 in WP No. 11911/2009 of The HIGH COURT OF DELHI AT NEW DELHI)

INDIABULLS FIANCIAL SERVICES LTD.

Petitioner(s)

VERSUS

DELHI HIGH COURT LEGAL & ANR.

Respondent(s)

(With appln(s) for clarification/direction and with prayer for interim relief)

Date: 09/07/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B. SUDERSHAN REDDY
HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR

For Petitioner(s) Mr. Mukul Rohtagi, Sr.Adv.
Mr. E.C. Agrawala,Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Rishi Agrawala, Adv.

For Respondent(s) Mr. Annam D.N. Rao,Adv.
Ms. Neelam Jain, Adv.
Mr. Biswas, Adv.

Mr. Naval K. Jha, Adv.
Mr. J.K. Mishra, Adv.
Mrs. Anil Katiyar,Adv.

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

This Court vide its order dated 17th December, 2009 directed the trial Court not to return the complaints filed by the petitioners. This Court did not grant any stay of enquiry and trial of the complaints filed by the petitioners. It is obvious, the order passed by this Court shall not operate as the stay of trial and enquiry of the complaints filed by the petitioners. The trial Courts are not precluded from proceedings with the trial if the complaints preferred by the petitioner are ready for trial. Needless to observe, the trial Courts are always entitled to go into the question of territorial jurisdiction.

The application is accordingly ordered.

(S. Thapar)

(J.P. Sharma)

P.S. to Registrar

Court Master

The signed order is placed on the file.

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

INTERLOCUTORY APPLICATION NO.3

IN

SPECIAL LEAVE PETITION (CIVIL) NO.35762 OF 2009

VERSUS

DELHI HIGH COURT LEGAL SERVICES
COMMITTEE & ANR.

...RESPONDENT(S)

O R D E R

This Court vide its order dated 17th December, 2009 directed the trial Court not to return the complaints filed by the petitioners. This Court did not grant any stay of enquiry and trial of the complaints filed by the petitioners. It is obvious, the order passed by this Court shall not operate as the stay of trial and enquiry of the complaints filed by the petitioners. The trial Courts are not precluded from proceedings with the trial if the complaints preferred by the petitioner are ready for trial. Needless to observe, the trial Courts are always entitled to go into the question of territorial jurisdiction.

The application is accordingly ordered.

.....J.
[B. SUDERSHAN REDDY]

.....J
[SURINDER SINGH NIJJAR]

New Delhi,
July 9, 2010