

ITEM NO.20

COURT NO.4

SECTION X

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).15120/2011

(From the judgement and order dated 25/03/2011 in CLMA No.2271/2011
in CR No. 17/2011 of The HIGH COURT OF UTTARAKHAND AT NAINITAL)

AMARTEX INDUSTRIES LTD.

Petitioner(s)

VERSUS

PRAMOD SEKHRI & ORS.

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned
Judgment, exemption from filing O.T. and prayer for interim relief))

Date: 23/05/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD
(VACATION BENCH)

For Petitioner(s) Mr. Shekhar Kumar, Adv.

For Respondent(s)

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

This petition is directed against order dated
25.3.2011 passed by the learned Single Judge of the
Uttarakhand High Court who stayed the decree passed by
the trial Court subject to the condition of deposit of
decretal amount within a period of eight weeks.

Having heard learned counsel for the
petitioner, we are satisfied that the order under
challenge does not suffer from any legal infirmity.
Rather, it is consistent with the law laid down by this

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Court in "State of Maharashtra and another versus Super
Max International Pvt. Ltd. and others" [(2009) 9 SCC
772].

The special leave petition is accordingly
dismissed.

However, the time specified in the impugned
order is extended by two weeks. This would necessarily
mean that if the petitioner fails to deposit the
decretal amount within two weeks from today, the interim
order passed by the High Court shall stand automatically
vacated.

(A.D. Sharma)
Court Master

(Phoolan Wati Arora)
Court Master