

ITEM NO.43

COURT NO.9

SECTION XV

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).39759-39760/2013

(From the judgement and order dated 11/03/2013 in SBCP No.29/2003, DBCSA No.102/2007, DBCSA No.115/2007 of The HIGH COURT OF RAJASTHAN AT JAIPUR)

M/S ARPIT GRANITE PVT. LTD.

Petitioner(s)

VERSUS

M/S KARNAV LEATHER LTD. & ORS.

Respondent(s)

Date: 31/03/2014 These Petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ANIL R. DAVE
HON'BLE MR. JUSTICE SHIVA KIRTI SINGH

For Petitioner(s) Mr. Alok Kumar Agarwal, Adv.
Mr. Rajesh Kumar, Adv.
Mr. Ram Bhoj, Adv.
for Ms. Garima Prashad, Adv.

For Respondent(s) Mr. Sudheer Voditel, Adv.
for Mr. Rameshwar Prasad Goyal, Adv.(N.P.)

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

Issue notice, returnable on 25.04.2014.

Since Advocate-on-Record is not present, Mr. Sudheer Voditel, learned counsel, waives notice on behalf of Respondent No. 1.

Notice be also issued to the Official Liquidator.
Dasti, in addition, is permitted.

An amount of Rs. 4,46,11,000/- (Rupees Four Crores Forty Six Lacs and Eleven Thousand only), which has been deposited with the Official Liquidator of the respondent-company and invested in the form of Fixed Deposit with a bank, shall be returned to the petitioner along with interest, which might have been earned on the said Fixed Deposit. The parties shall also calculate the amount of interest payable on the said amount at the rate of 9% from the date on which the amount was paid to the Official Liquidator till the date on which the amount is paid to the petitioner.

The details with regard to calculation of interest earned from the bank and amount of interest payable to the petitioner at the rate of 9% shall be calculated and intimated to this Court on the next date of hearing.

| (Jayant Kumar Arora)
| Sr. P.A.

| | (Sneh Bala Mehra)
| | Court Master

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