

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

CIVIL APPEAL NO. 208 OF 1999

PRAVIN CHANDRA BHANU SHANKER MEHTA

Appellant (s)

VERSUS

AMRATLAL ISHWARBHAI JOSHI & ANR.

Respondent(s)

(With office report)

Date: 05/10/2004 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE A.K. MATHUR

For Appellant(s)Mr. Shiv Kumar Suri,Adv.

For Respondent(s)

No. 1Ms. Neelam Kalsi, Adv.

for Mr. Vimal Chandra S. Dave,Adv.

No. 2 Mr. Mahendra Anand, Sr.Adv.

Mr. Abhijat P. Medh ,Adv

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

Heard learned counsel for the parties.

The appeal is allowed. No costs.

[Alka Dudeja] [Om Prakash]
Court Master Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 208 OF 1999

Pravin Chandra Bhanu Shanker Mehta...Appellant (s)

Versus

Amratlal Ishwarbhai Joshi and Anr....Respondent(s)

O R D E R

Heard learned counsel for the parties.

By the impugned order, the appellant herein was convicted under Section 12 of the Contempt of Courts Act, 1971, and directed to be lodged in civil prison for a period of three months and to pay fine of Rs.2,000/-. It has been stated that the impugned order was passed for non-payment of dues of respondent No.1, as directed by the Tribunal as well as by the High Court. Learned counsel appearing for respondent No.1 stated that entire payment has been made to the said respondent. In this view of the matter, we feel that the impugned order should not be allowed to stand.

Accordingly, the appeal is allowed and the impugned order is set aside. No costs.

.....J.
(B.N. Agrawal)

.....J.
(A.K. Mathur)

New Delhi,
October 05, 2004.