

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

I.A.Nos. 40-48 IN Civil Appeal No.7235-7243/1999

INDIAN OIL CORPN. LTD., PANIPAT

Appellant (s)

VERSUS

RAM NATH KUNDU AND ORS.

Respondent (s)

(For directions)

Date : 14/01/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SYED SHAH MOHAMMED QUADRI
HON'BLE MR. JUSTICE S.N. VARIAVA

For Petitioner (s) Mr. RP. Bhatt, Sr.Adv.
Mr. M.N. Shroff,Adv.
Mr. CM. Shroff, Adv.

For Respondent (s) Mr. NC. Kochhar, Sr.Adv.
Mr. S.L. Aneja,Adv.

Mr. Aditya Kr. Choudhary, Adv.for
Mr. J.P. Dhanda,Adv.

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

.....L.....I.....T.....T.....T.....T.....T.....T.....T....J
.SP2

These applications are for further directions. On
24.11.2000 this Court passed the following order:

.....L.....T.....T.....T.....T.....T.....T.....J....R
.SP1

"....."

Having heard the learned counsel for the parties,
we are of the view that the said order of this
Court needs to be modified permitting the
respondents to withdraw one half of the
compensation awarded by the Reference Court on
furnishing security to the satisfaction of
District Judge, Panipat....."

.....L.....I.....T.....T.....T.....T.....T.....T.....T....J
.SP2

It is surprising to note that inspite of a clear
direction of this Court the appellants opposed the withdrawal

of the amount and the respondents were not permitted to withdraw the amount, on account of wholly erroneous approach of the learned Additional District Judge. We direct that the amount be paid to the respondent pursuant to the aforesaid directions. In view of the opposition of the appellants, the respondents were compelled to approach this Court seeking further direction, therefore, we order payment of cost of Rs.5,000/- by the appellant to the respondents.

Interlocutory Applications are disposed of accordingly.

.SP1

(S.Thapar)

(Kanwal Singh)@@

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PS to Registrar

Court Master@@

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