

ITEM NO.203

COURT NO.7

SECTION XVI

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

I N D I A

Petition(s) for Special Leave to Appeal (C) No(s). 22005/2010

(Arising out of impugned final judgment and order dated 10/06/2010 in MAT No. 566/2010 passed by the High Court of Calcutta)

ARUP BANDOPADHYAY & ANR

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With appln. (s) for directions and permission to file additional documents and vacating interim order)  
(For final disposal)

Date : 11/07/2014 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR  
HON'BLE MR. JUSTICE R.K. AGRAWAL

For Petitioner(s)

Mr. Rauf Rahim, Adv.  
Mr.Abhijit Chakrabarti, Adv.

For Respondent(s)

Mr.Maninder Singh, ASG  
Ms.Vimla Sinha, Adv.  
Ms.V.Mohana, Adv.  
Ms.Sushma Suri, Adv.

Mr. Balaji Srinivasan, Adv.

Mr. Shreekant N. Terdal, Adv.

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

Petitioner No.1 - Arup Bandopadhyay is present in person.

He has made a personal request to this Court seeking this Court's

approval of the One Time Settlement dated 09.03.2013 as  
was

Signature Not Verified

Digitally signed by  
affirmed by the respondent-bank on 28.03.2013.

Satish Kumar Yadav

Date: 2014.07.12

He also accepts t

he

13:32:12 IST

Reason:

rider thereon, acknowledging to pay interest at the base rate plus

one percent. He seeks one last opportunity to make the abo

ve

SLP(C)No.22005/2010

payment within eight weeks from today, failing which he would have

no objection if his property is sold by the respondent-bank.

We are tentatively of the view that the offer made by the petitioners is fair and reasonable, and should be accepted by the respondent-bank.

In the above view of the matter, we direct the petitioners to deposit the entire amount in terms of the One Time Settlement dated 09.03.2013, along with the rider thereon, to pay interest at the base rate plus one percent. The deposit be made directly to the respondent-bank positively within eight weeks from today.

Needless to mention that the amounts already paid shall stand adjusted in the payment contemplated by the instant order.

This petition has been pending in this Court since 2010 and various proposals made by the petitioners were considered from time to time. We would like to clarify, that in case the undertaking given to this Court is not complied with, within eight weeks from today, the instant petition will be liable to be dismissed, and the property mortgaged with the respondent-bank, will be liable to be sold, for the recovery due from the petitioners.

List after ten weeks.

(SATISH KUMAR YADAV)  
COURT MASTER

(PHOOLAN WATI ARORA)  
ASSISTANT REGISTRAR