

ITEM NO.11

COURT NO.9

SECTION XVI

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)...../2011
(CC 13048/2011)

(From the judgement and order dated 28/02/2011 in LPA No.338/2010
of The HIGH COURT OF PATNA)

STATE OF BIHAR & ORS.

Petitioner(s)

VERSUS

BIJAY KUMAR GUPTA

Respondent(s)

IA NO.1(c/delay in filing SLP)

Date: 19/08/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE H.L. DATTU

For Petitioner(s) Mr. Ranjit Kumar, Sr.Adv.
 Mr. Gopal Singh, A.O.R.[Not present]
 Mr. Manish Kumar, Adv.
 Mr. Rudreshwar Singh, Adv.

For Respondent(s) Mr. M. Khairati, Adv.
 Mr. Irshad Ahmad, A.O.R.[Not present]

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

Issue notice limited to the questions whether
the High Court was justified in directing payment of
the amount due to the respondent with interest at the
rate of 25% and whether the cost of Rs.5,00,000/-
imposed by the High Court is excessive.

Issue notice also on the petitioners' prayer
for interim relief.

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Shri M. Khairati, learned counsel accepts
notice on behalf of the respondent.

The parties may file additional documents
within four weeks.

Put up on 23.9.2011.

In the meanwhile, operation of the impugned
order shall remain stayed insofar as it relates to the
award of interest at the rate of 25% and cost of
Rs.5,00,000/-. This would be subject to the condition
that within two months from today, the petitioners
shall pay to the respondent interest at the rate of 12%
from 1.6.1995 to the date on which the principal amount
was paid.

Court Master

Court Master