

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

CONTEMPT PETITION (C) NO. 236-237 OF 2010 IN T.P.(C) 435-444/2008

MITHLESH KUMAR SINGH Petitioner(s)

VERSUS

ATUL KUMAR GUPTA & ORS Respondent(s)

(With appln(s) for directions)

Date: 31/10/2011 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DEEPAK VERMA
HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN

For Petitioner(s) Mr. Abhishek Manu Singhvi, Sr. Adv.
Mr. Sidharth Luthra, Adv.
Mr. C.D. Singh, Adv.
Mr. Gaurav Mehrotra, Adv.
Mr. Gaurav Dhingra, Adv.
Mr. Rook Roy, Adv.
Mr. M.C. Dhingra, Adv.

For Respondent(s) Mr. Satish Chandra Mishra, Sr. Adv.
Mr. S.K. Dwivedi, Adv.
Mr. G.V. Rao, Adv.
Mr. Ashutosh Kr. Sharma, Adv.
Mr. Abhinav Shrivastava, Adv.

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

This Court on 9/2/2010 after considering the arguments of the parties, apart from passing several directions, the following directions were also given in para 6 thereof, reproduced herein below: (page 40):

"Para 6: We are not inclined either to interfere with the interlocutory order dated 4/4/2008 passed by the Division Bench of the Allahabad High Court, Lucknow Bench, Lucknow, in Writ Petition No. 3576 (M/B) of 2006 or to direct transfer of the writ petitions pending

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in the Allahabad High Court, Lucknow Bench, to this Court. We, however, request the Chief Justice, Allahabad High Court, to nominate as soon as possible an appropriate Bench to hear Writ Petition No. 3576 (M/B) of 2006 along with all the Writ Petitions which were sought to be transferred to this Court by the Transfer Petitions (C) Nos. 435-442 and 444 of 2008 and we request the Bench of the Allahabad High Court so nominated to hear and dispose of all these matters within a period of four months from the date of constitution of the Bench."

We have been given to understand that pursuant to

the said order passed by this Court, Special Bench was constituted and matters were heard from time to time, but before the arguments could be concluded one of the learned Judges of the Bench retired and Bench had to be reconstituted. The Bench has now been reconstituted but the matter could not be concluded, after hearing the arguments of both sides.

In the light to this, presently we defer hearing of this contempt petition but once again request the High Court to hear the matters as directed on 9/2/2010 as expeditiously as possible and preferably within a period of three months from today.

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However, it is expected that the parties would cooperate with the hearing of the matters pending before the Special Bench at Lucknow and would not seek undue adjournments.

Registrar of this Court is directed to communicate the order to the Registrar of High Court of U.P., Lucknow Bench immediately, who in turn would bring it to the notice of the senior most Judge of the Bench.

List this matter in the month of March, 2012.

[SUMAN WADHWA]
COURT MASTER

[S.S.R. KRISHNA]
COURT MASTER