

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(s). 5344 OF 2009

B.C.DALAL

Appellant (s)

VERSUS

CUSTODIAN

Respondent(s)

(With appln(s) for ex-Parte stay and office report )  
WITH Appeal Civil D NO. D23462 of 2009  
(With appln. for c/d in filing appeal)  
(With office report)

Date: 29/09/2009 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HARJIT SINGH BEDI  
HON'BLE MR. JUSTICE R.M. LODHA

For Appellant(s) Mr. L.N.Rao,Sr.Adv.  
in CA DNo.23462 Mr. Nikilesh Ramachandran,Adv.  
Ms. Runjita Das,Adv.  
Mr. Shantanu Singh,Adv.  
Mr. Manoj Shukla,Adv.  
Mr. S.K.Mishra,Adv.

In CA 5344 Mr. Mukul Rohtagi,Sr.Adv.  
Mr. Nikilesh Ramachandran,Adv.  
Ms. Runjita Das,Adv.  
Mr. Shantanu Singh,Adv.  
Mr. Manoj Shukla,Adv.  
Mr. S.K.Mishra,Adv.

For Respondent(s)  
Mr. Subramonium Prasad,Adv.  
Mr. K.V.Rathee,Adv.  
Ms. Jasmeet Kaur,Adv.

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

Delay condoned.

Mr. Rohtagi prays that the appeals be dismissed  
as withdrawn with liberty to bring the order dated  
24/9/2009 to the notice of the Special Court. We order  
accordingly.

[SUMAN WADHWA]  
COURT MASTER

[VINOD KULVI]  
COURT MASTER

Signed order is placed on the file.

Corrected copy of the order

B.C. DALAL

...Appellant(s)

Versus

CUSTODIAN

...Respondent(s)

WITH

CIVIL APPEAL NO..... OF 2009  
(D.NO. 23462/2009)

O R D E R

Mr. Mukul Rohtagi, learned senior counsel has put on record the order dated 21/9/2009 passed by the Division Bench of Bombay High Court wherein some settlement had been arrived at between the parties as an interim measure. The learned counsel, however, apprehends that in spite of the settlement, the Special Court may go ahead with the auction of the residential flat belonging to the petitioner. Mr. S. Prasad, the learned counsel for the Custodian, however, states that the apprehension of the petitioner is unjustified at this stage as there is no likelihood of the sale being carried out for the next four weeks.

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Mr. Rohtagi prays that the appeals be dismissed as withdrawn with liberty to bring the order dated 21/9/2009 to the notice of the Special Court. We order accordingly.

.....J.  
(HARJIT SINGH BEDI)

.....J.  
(R.M. LODHA)

New Delhi,  
September 29, 2009.