

ITEM NO.203+206

COURT NO.7

SECTION XVI

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

Petition(s) for Special Leave to Appeal (Civil) No(s).8386/2008

(From the judgement and order dated 22/11/2007 in ON No.  
491/2006 of The HIGH COURT OF CALCUTTA)

HASMU KH R.PATEL & ORS.

Petitioner(s)

VERSUS

KANUBHAI C.PATEL & ORS.

Respondent(s)

(With appln(s) for permission to file additional documents and  
prayer for interim relief)

WITH

CONTEMPT PETITION © NO. 221 OF 2010 IN SLP(C) NO. 8386 OF 2008  
[HASMUKH R PATEL V. HARISH R PATEL & ORS.]

Date: 13/08/2010

This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HARJIT SINGH BEDI  
HON'BLE MR. JUSTICE C.K. PRASAD

For Petitioner(s)  
IN SLP

Ms. Indu Malhotra, Sr. Adv.  
Mr. Alok Agarwal, Adv.  
Mr. Naveen Chawla, Adv.  
Mr. Mayank Bughani, Adv.  
Mr. T. Mahipal, Adv.

Mr. Rana Mukherjee, Adv.  
Mr. Siddharth Gautam, Adv.  
Mr. Goodwill Indeevar, Adv.

For Petitioner(s)  
IN CP

Ms. Indu Malhotra, Sr. Adv.  
Mr. Alok Agarwal, Adv.  
Mr. Naveen Chawla, Adv.  
Mr. Mayank Bughani, Adv.  
Mr. T. Mahipal, Adv.

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For Respondent(s)

Mr. Bhaskar P. Gupta, Sr. Adv.  
Mr. Tilak Bose, Sr. Adv.  
Mr. Ajay Choudhary, Adv.  
Mr. D.N. Sharma, Adv.  
Mr. Ajay Bhargava, Adv.  
Ms. Anita Bhargava, Adv.  
Mr. Nitin Mishra, Adv.  
For M/S. Khaitan & Co., Adv.

UPON hearing counsel the Court made the following

O R D E R

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Leave granted.

To be set down for hearing for disposal within six months.

Mr. Rana Mukherjee states that the appellants shall not dispose of the fixed assets of the Doloo Tea Company India Limited and in case some assets are to be sold an application shall be made before this Court for permission to do so.

We further clarify that notwithstanding the status quo order passed in these proceedings, the respondents herein may continue with the application under Section 18 of the Arbitration & Conciliation Act, 1940 and it would be open to the appellants herein to take any defence that is open to them.

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Issue notice.

Mr. Rana Mukherjee learned counsel present here for respondent No. 1 accepts notice and waives formal notice.

Dasti service, in addition, is permitted for the other respondents.

Counter affidavit be filed within six weeks. Rejoinder be filed within four weeks thereafter.

To be heard along with the main appeal.

(KALYANI GUPTA)  
SR. P.A.

(VINOD KULVI)  
COURT MASTER

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