

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

RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL.) NO(s). 757 OF 2003

ANNAI MOOKAMBIKAI ROLLER FLOUR MILLS LTD

Petitioner(s)

VERSUS

SUMMIT USHA MARTIN FINANCE LTD. & ANR.

Respondent(s)

(With appln(s) for stay and stay for restraining the judgment debtor from encumbering with the property)

Date: 21/02/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE D.M. DHARMADHIKARI

HON'BLE MR. JUSTICE B.N. SRIKRISHNA

For Petitioner(s)

Mr. S Vallinayagam, Adv.

Mr. S. Thananjayan, Adv.

For Respondent(s)

Mr. A Mitra, Adv.

Mr. S Ghosh, Adv.

Mr. Mahinder Singh Dahiya, Adv.

UPON hearing counsel the Court made the following

O R D E R

The transfer petition is disposed of in terms of the signed order.

(D.P. WALIA)

(RADHA R. BHATIA)

COURT MASTER

COURT MASTER

(Signed Order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 757 OF 2003

Annai Mookambikai Roller Flour

Mills Ltd.

... Petitioner

vs.

Summit Usha Martin Finance Ltd. & Anr.

... Respondents

O R D E R

During the course of hearing, it is pointed out that the execution application pending at Calcutta stands dismissed and a review petition seeking its restoration has been filed. Both the learned

counsel are agreeable to an order in the following terms:

(1) The execution application shall stand restored to its original number in Calcutta High Court (Original Side); and

(2) The execution application shall stand transferred for execution to a court of competent jurisdiction at Chennai.

Order accordingly.

The transfer petition is disposed of.

.....CJI
(R.C. LAHOTI)

.....J
(D.M. DHARMADHIKARI)

.....J
(B.N. SRIKRISHNA)

New Delhi;

February 21, 2005.