

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).24565/2008

(From the judgement and order dated 06/06/2008 in WA No.1260/2002  
of The HIGH COURT OF KERALA AT ERNAKULAM)

ASST.EXCISE COMMISSIONER & ORS.

Petitioner(s)

VERSUS

ESTHAPPAN CHERIAN & ANR.

Respondent(s)

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

Date: 08/12/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR  
HON'BLE MR. JUSTICE MARKANDEY KATJU

For Petitioner(s) Mr. T.L.V. Iyer, Sr. Adv.  
Mr. P.V. Dinesh, Adv.  
Mr. Sindhu, T.P., Adv.

For Respondent(s) Mr. Roy Abraham, Adv.  
Ms. Seema Jain, Adv.  
Ms. Rajni Ohri, Adv.

UPON hearing counsel the Court made the following  
ORDER

Issue notice.

Tag with SLP(C) No.15208 of 2005.

Since learned counsel has appeared on caveat on  
behalf of the respondent 1, service of notice on the said  
respondent is waived. Let the notice be served on the  
respondent 2 in the usual course.

The respondents will be entitled to file  
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counter affidavits to the special leave petition within six  
weeks; rejoinder, if any, be filed within two weeks  
thereafter.

Let a copy of the contempt petition filed on  
behalf of the petitioners be served on the learned advocate-  
on-record appearing on behalf of respondent 1 to enable  
him to take instructions in the matter.

There will be stay of further proceedings in  
Contempt Case No.1260 of 2008.

In the meantime, the respondents will be  
entitled to deposit the amounts admitted by him and as  
reflected in the contempt petition filed by him, without  
prejudice to rights and contentions of the parties at the time  
of hearing of the special leave petition.

(Sheetal Dhingra)  
Court Master

(Usha Sharma)  
Court Master