

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). 3934 OF 2010

SUMAN BALA

Appellant (s)

VERSUS

KULDEEP SINGH & ORS.

Respondent(s)

(With appln(s) for vacating stay and office report))

Date: 23/11/2011 This Appeal was called on for hearing today.

CORAM :

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

For Appellant(s) Mr. R. S. Hegde, Adv.
Mr. P. P. Singh, Adv.

For Respondent(s) Mr. Narender S. Yadav, Adv.
Mr. R. P. Goyal, Adv.
Mr. N. N. Jha, Adv.
Mr. Rameshwar Prasad Goyal, Adv.

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

Learned counsel for the appellant and learned counsel
for the respondent nos.1 and 2 are present.

Interlocutory Application No.2 of 2010 has been filed
by Respondent Nos.1 and 2 for vacating the interim stay
granted by this Court on 26.4.2010 in this Appeal.

: 2 :

Looking to the facts and feature of the case, we
direct that the interim stay granted on 26.4.2010 stands
vacated. Executing Court shall be at liberty to proceed the
matter in accordance with law.

We have been given to understand that the Respondent
Nos.1 and 2 have already deposited an amount of

Rs.2,00,000/- with the Executing Court on 15.12.2008. Until the disposal of the present appeal, let the said amount be not disbursed to any of the parties.

However we further direct that in case the said amount has not been kept in Fixed Deposit in any Scheduled Bank, then the Executing Court would endeavour to do it so at the earliest.

Interlocutory Application No.2/2010 filed by Respondent Nos. 1 & 2, therefore, stands allowed to the extent mentioned hereinabove. Since Respondent Nos. 3 to 9 have not been represented despite service. Office is directed to issue fresh notices to them for a date to be fixed by Office after six months. Matter be listed on the said date for which the notices be issued to them.

(Sanjay Kumar-II)
Court Master

(S.S.R. Krishna)
Court Master