

ITEM NO.8

COURT NO.12

SECTION XIV

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

Petition(s) for Special Leave to Appeal (C) No(s). 29404/2013

(Arising out of impugned final judgment and order dated 06-08-2013 in RSA No. 1/2012 passed by the High Court Of Sikkim)

MAHESH AGGARWAL & ORS.

Petitioner(s)

VERSUS

UMESH AGGARWAL & ORS.

Respondent(s)

(FOR ON IA 3/2014
FOR ON IA 5/2016)

WITH

CONMT.PET.(C) No. 113/2014 In SLP(C) No. 29404/2013

Date : 28-07-2017 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN
HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

For Petitioner(s) Mr. V. Giri, Sr.Adv.
Ms. Madhusmita Bora, Adv.
Mr. B.D. Vivek, Adv.
Mr. Pawan Kishore Singh, Adv.

Mr. Gourab Banaerji, Sr.Adv.
Mr. Arunabh Chowdhury, Adv.
Mr. Karma Dorjee, Adv.
Ms. Shruti Choudhry, Adv.
Mr. Anupam Lal Das, AOR
Mr.Vaibhav Tomar, Adv.
Ms. Manisha Singh, Adv.
Mr. Sahil T., Adv.

For Respondent(s) Mr. Gourab Banaerji, Sr.Adv.
Mr. Arunabh Chowdhury, Adv.
Mr. Karma Dorjee, Adv.
Ms. Shruti Choudhry, Adv.
Anupam Lal Das, AOR
Mr.Vaibhav Tomar, Adv.
Ms. Manisha Singh, Adv.
Mr. Sahil T., Adv.
Ms. Madhusmita Bora, AOR

Mr. Anupam Lal Das, AOR

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

The present is an appeal from the impugned judgment dated 6th August, 2013 by which a concurrent finding under Order 12 Rule 6 of C.P.C. has been set aside by the High Court and the High Court has found as a fact that no admissions were, in fact, made. The Trial Court will decide the suit on a day-to-day basis within a period of four months, without being influenced by any of the observations made by the High Court.

The special leave petition is disposed of.

Status-quo to continue until the suit is finally disposed of.

CONTEMPT PETITION © NO.113/2014 IN SLP(C) NO.29404/2013:

The contempt petition is dismissed as not pressed.

(USHA RANI BHARDWAJ)
AR CUM PS

(SAROJ KUMARI GAUR)
BRANCH OFFICER