

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 (Civil) No(s).26245/2009

(From the judgement and order dated 17/09/2009 in CA No.29/2009  
of The HIGH COURT OF DELHI AT N. DELHI)

M/S GURDAYAL SHYAMLAL P.LTD.

Petitioner(s)

VERSUS

SMALL INDUS.DEVT.BANK OF INDIA

Respondent(s)

(With prayer for interim relief)

Date: 26/10/2009      This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.H. KAPADIA  
HON'BLE DR. JUSTICE B.S. CHAUHAN

For Petitioner(s)

Mr. Kirti Mishra, Adv.  
Dr. Kailash Chand, Adv.  
Ms. Vandana Sharma, Adv.

For Respondent(s)

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

In this case, learned counsel appearing on behalf of the petitioner [Borrower] has come to this Court with Demand Drafts, in all, amounting to Rs.5,92,000/-. It may be noted that the Company Judge had given several opportunities to the petitioner to pay the outstanding amount. It appears that, despite several opportunities, the amount was not paid. In the circumstances, the

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impugned order came to be passed. However, today, in court, since Demand Drafts have been produced for the sum of Rs.5,92,000/-, we are directing the petitioner herein to move the High Court within two weeks from today. Before the High Court, the petitioner may tender the Demand Drafts. In the meantime, for a period of two weeks, status quo, as of today, shall be maintained. Liberty is given to the petitioner to move the High Court within a period of two weeks and before the next date of hearing.

With the afore-stated directions, special leave petition is disposed of.

[ T.I. Rajput ]  
A.R.-cum-P.S.

[ Madhu Saxena ]  
Court Master