

LITEM NO.7
(part-heard)

Court No.2

SECTION XVII

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

Petition(s) for Special Leave to Appeal (Civil) No(s).10364/2006

(From the judgement and order dated 19/07/2005 in RP No. 1485/2005
of The NATIONAL CONSUMERS DISPUTES REDRESSAL COMMISSION, NEW DELHI)

RAVINDER RAJ

Petitioner(s)

VERSUS

M/S. COMPETENT MOTORS CO. PVT. LTD.&ANR.

Respondent(s)

(With appln(s) for permission to place addl. documents on record and
permission to file rejoinder affidavit, permission to file additional
documents and with prayer for interim relief and office report)
(for final disposal)
WITH SLP(C) NO. 9739-9740 of 2009
(With office report)

Date: 28/09/2010 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR
HON'BLE MR. JUSTICE A.K. PATNAIK

For Petitioner(s)

Petitioner-In-Person.

For Respondent(s)

Mr. Pramod Dayal, Adv.
Mr. Nikunj Dayal, Adv.
Mr. Sahdev Singh, Adv.

Mr. Rameshwar Prasad Goyal ,Adv.

Mr. Ashok Kr. Panigrahi, Adv.
Ms. Sapna Sinha, Adv.
Dr. V.P. Appan, Adv.

R1

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

In the judgment under appeal, reference

has been made to an undertaking said to have been
given by the petitioner on 16th February, 1989,

with regard to the likely delay in delivery of

-2-SLP(C)No.10364/06

the vehicle after payment of the full advance

amount made on 16/02/1989. In the reply filed

by the petitioner before the National Commission,

such stand of the respondents has been denied in

paragraph 5.

As a result, the petitioner was

called by the National Commission to file an affidavit stating that the undertaking had not been given by him. Such an affidavit was, however, not filed.

In addition to the above, it would be profitable to also look at the original undertaking said to have been made by the petitioner, which is now in the custody of the

respondent No.2. Accordingly, two weeks' time is given to the petitioner to file such an affidavit, to which reply may be filed within three weeks thereafter by the respondent.

Let this matter stand adjourned till 7th December, 2010, when the respondent No.2 shall also produce the original undertaking said to have been given by the petitioner.

(Sheetal Dhingra)
Court Master

(Juginder Kaur)
Court Master