PITEM NO.23 COURT NO.2 SECTION IIIA

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)...../2010
CC 1541-1544/2010

(From the judgement and order dated 09/02/2009 in SCA No.22581/06, final order dated 11/12/2009 in MCA No.2593/2009 in MCA No.1200/2009 in SCA No.22581/2006 with MCA No.1200/2009 in SCA No.22581/2006 and final order dated 12/01/2010 in SCA No.11971/2009 of the HIGH COURT OF GUJARAT AT AHMEDABAD)

MEENABEN VIPESHBHAI DOSHI & ORS. Petitioner(s)

VERSUS

SHATRUSHALYASINHJI DIG.JAD.&ORS. ETC. Respondent(s)

(With appln(s) for permission to file SLP and substitution and office report)

Date: 08/02/2010 These Petitions were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE S.H. KAPADIA
HON'BLE MR. JUSTICE SWATANTER KUMAR
HON'BLE MR. JUSTICE C.K. PRASAD

For Petitioner(s) Mr. Harish N. Salve, Sr.Adv.
Mr. L.N. Rao, Sr.Adv.
Mr. Sudhir Walia, Sr.Adv.
Mr. Abhishek Atrey, Adv.

For Respondent(s)

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

Permission to file S.L.P. is granted.

Substitution allowed. Delay condoned.

We are informed that the Income Tax Department has appropriated an amount of Rs.1.88 Crores (approx.)

...2/-

towards the dues of the debtor whose property stood auctioned at the request of the debtor himself. This aspect has not been considered by the High Court while rejecting the Misc. Civil Application No.2593 of 2009.

Issue notice accordingly.

Dasti granted.

No fresh auction, till further orders.

(N. ANNAPURNA)
COURT MASTER

(MADHU SAXENA)
COURT MASTER