

ITEM NO.1

COURT NO.10

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 (Civil) No(s).28325/2010

[From the judgment and order dated 6.9.2010 in FAO(OS) No. 205 of 2000 of THE HIGH COURT OF DELHI AT NEW DELHI]

NATIONAL AGL.CO-OP MKTG. FEDN OF INDIA

Petitioner(s)

VERSUS

ALIMENTA S.A.

Respondent(s)

(With appln(s) for modification and with prayer for interim relief and office report )

WITH SLP(C) NO. 35065 of 2010

(With appln. for c/delay in filing SLP and office report)

Date: 17/1/2012 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA

HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s)     Mr. Shanti Bhushan, Sr. Adv.  
                              Mr. Ramesh Singh, Adv.  
                              Mr. A.T.Patra, Adv.  
                              Ms. Aradhna Patra, Adv. for  
                              M/s. O.P. Khaitan & Co.

For Respondent(s)     Mr.     S.K.Dholakia, Sr. Adv.  
                              Mr.     Shailendra Swarup, Adv.  
                              Ms.     Bindu Saxena, Adv.  
                              Ms.     Aparajita Swarup, Adv.  
                              Ms.     Neha Khattar, Adv.  
                              Mr.     K.K. Patra, Adv.

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

S.L.P(C) Nos. 28325 of 2010 and 35065 of 2010:

Heard Mr. Shanti Bhushan, learned senior counsel for the petitioner and Mr. S.K. Dholakia, learned senior counsel for the respondent.

Delay condoned.

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Leave granted.

Hearing expedited.

Prayer for interim relief:

We wanted to know from Mr. Shanti Bhushan, learned senior counsel for the appellant as to whether the bank guarantee, as directed in clause (a) of the order dated April 7, 2011 passed by this Court, has been furnished by the appellant or not.

Mr. Shanti Bhushan replied in the negative.

In the circumstances, prayer for interim relief is rejected. The respondent shall be at liberty to enforce the

decree dated January 28, 2000 passed by the High Court of Delhi.

I.A. No. 3 of 2011 in SLP (C) No. 28325 of 2010:

In view of the aforesaid order, modification of order dated April 7, 2011 and is dismissed accordingly.

I.A. No. 3 for does not survive

(Pardeep Kumar)  
Court Master

(Renu Diwan)  
Court Master