4ITEM NO.28 COURT NO.13 SECTION XI

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).29846-29847/2010

(From the judgement and order dated 05/07/2010 in CP No. 4/2010 & CP No. 1288/2010 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

RIVER VIEW SAHKARI SAMITI LTD.TR.SEC. Petitioner(s)

VERSUS

MUKESH MESHRAM & ANR.ETC. Respondent(s)

(With appln(s) for exemption from filing O.T.,permission to place addl. documents on record and office report)

Date: 09/11/2010 These Petitions were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE J.M. PANCHAL
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s)
Mr. K.K. Mohan,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

Placing reliance on the decision of Midnapur People's Cooperative Bank Ltd. Versus Chunni Lal (2006) 5 SCC 399, the High Court has in the impugned judgment taken the view that the appeal filed by the petitioner under Section 19 of the Contempt of Courts Act 1971 is not maintainable.

The learned counsel for the petitioner has brought to the notice of this Court an order dated September 19, 2005 passed in SLP No. 18852 of 2008 by which the question whether an appeal under Section 19 of the Contempt of Courts Act is maintainable or not is referred to a larger Bench.

In view of the referring order, issue notice.

(Sonia)
Sr P.A.

(Sneh Bala Mehra)
Court Master