

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGSI.A. No.1 in
Petition(s) for Special Leave to Appeal (Civil) No(s).242/2008(From the judgement and order dated 11/09/2007 in FMA No. 829/2005 of The
HIGH COURT OF CALCUTTA)

UNION OF INDIA

Petitioner(s)

VERSUS

B.M. PAL CHOUDHURY & CO., PVT. LTD.

Respondent(s)

(With appln(s) for modification of Court's Order dated 21.01.2008)

Date: 10/03/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. MATHUR

HON'BLE MR. JUSTICE AFTAB ALAM

For Petitioner(s) Mr. Vikas Singh,ASG
Ms. Asha G. Nair,Adv.
Mr. D.S. Mahra,Adv.

For Respondent(s)

Mr. Bijoy Kumar Jain,Adv.

UPON hearing counsel the Court made the following
ORDER

Learned counsel for the applicants submit that Bank Guarantee of Rs.60,00,000/- (Rupees Sixty Lakhs only) deposited with the Registrar of Calcutta High Court has now been extended by the Bank upto 6.6.2008 and he has filed the copy of that which may be taken on record. Mr. Singh, learned Additional Solicitor General submits that the Registrar, Calcutta High Court may be directed to encash the Bank Guarantee and the amount in question may be paid to the Union of India. Learned counsel for the applicants further submits that the sum of Rs.6,20,728/- (Rupees Six Lakhs twenty thousand Seven hundred and Twenty eight only) will be paid by the respondent within one week. It is therefore ordered that the Registrar General, Calcutta High Court shall encash the Bank Guarantee in sum of Rs.60,00,000/- (Rupees Sixty Lakhs only) and paid it to the Union of India. The rest of the amount, that is, Rs.6,20,728/- (Rupees Six Lakhs Twenty thousand Seven hundred and twenty eight only) may be paid by the respondent to the Union of India within one week. Thus the total amount of Rs. 66,20,728/- (Rupees Sixty six lakhs Twenty thousand Seven hundred and twenty eight only will be paid to the Union of India.

Let this matter be listed for final disposal after Holi
holidays.

(Ganga Thakur)
PS to Registrar

(Vijay Dhawan)
Court Master