

" ITEM NO.51

COURT NO.4

SECTION XI

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
IA 9/2010 in CIVIL APPEAL NO. 2159 OF 2008

HIMALAYAN INSTITUTE HOSPITAL TRUST & ANR

Appellant (s)

VERSUS

MOHIT KUMAR & ORS.

Respondent(s)

(With appln(s) for clarification/modification of court's order and office report)

Date: 08/02/2010 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN

For Appellant(s) Mr. Vijay Hansaria, Sr. Adv.
Mr. Sanjeev Agarwal, Adv.
Mr. Yunus Malik, Adv.
Mr. Prashant Chaudhary, Adv.

For Respondent(s) Respondent-In-Person
Mr. Ashok K. Mahajan, Adv.
Mr. Ghanshyam Joshi, Adv.

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

I.A. is disposed of in terms of the signed order.

(Ravi P. Verma) (M.S. Negi)
Court Master Court Master
[Signed order is placed on the file]
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

I.A. NO. 9 OF 2009
IN
CIVIL APPEAL NO. 2159 OF 2008

HIMALAYAN INSTITUTE HOSPITALAPPELLANT(S)
TRUST & ANR.

Versus

MOHIT KUMAR & ORS.RESPONDENT(S)

O R D E R

This I.A. is filed seeking clarifications/
modifications in regard to the final order dated 27.3.2008

passed in Civil Appeal No.2159 of 2008.

2. Learned counsel for the appellants inter alia submitted that the respondents are not cooperating with the Court for early disposal of the suits as directed by this Court.

3. The first respondent, who appears in person, states that he has always cooperated with the Court and he has not been the cause for the matters being adjourned. He also assures of utmost cooperation for the early disposal of the matters.
.....2.

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4. In view of the above, we do not find any reason to issue any clarification. The question of modification does not arise. Recording the submission made by the first respondent on behalf of his group that there will be total co-operation for expeditious disposal of the matters, I.A. is disposed of.

5. It is needless to say that if the Court seized of the matters, at any stage is of the view that any party is unnecessarily dragging on the proceedings or is deliberately adopting delaying tactics, it may resort to such steps as is permissible in law, against such parties.

.....J.
(R.V. RAVEENDRAN)

New Delhi;
February 08, 2010.

.....J.
(K.S. RADHAKRISHNAN)