

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)...../2010
CC 1990/2010

(From the judgement and order dated 05/05/2009 in LPA No. 70/2009
of The HIGH COURT OF BOMBAY AT AURANGABAD)

LIQUIDATOR, PARNER TALUKA S.S.K.LTD. Petitioner(s)

VERSUS

STATE OF MAHARASHTRA & ORS Respondent(s)

With I.A.No.1 (C/delay in filing SLP and c/delay in refiling SLP)

Date: 15/02/2010 This Petition was called on for hearing today.

CORAM :

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

For Petitioner(s) Mr. K.V. Vishwanathan, Sr Adv.
Mr. Sudhanshu S.Choudhari, Adv.

For Respondent(s)

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

Delay condoned.

We do not propose to interfere in the matter as the petitioner has come against the order admitting a letters patent appeal and granting status quo. Special leave petition is dismissed.

Learned counsel for the petitioner states that if the matter is to be tagged by the High Court with matters relating to the maintainability of LPAs, there is likely to be considerable delay. He submits that the petitioner will not raise the issue of maintainability so that the2.

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ITEM NO.11 COURT NO.4 DATED 15/2/2010contd.

LPA could be disposed of expeditiously. If that is so, it is open to the petitioner to bring that fact to the notice of the Division Bench and request the Division Bench to dispose of the matter by delinking it from the matters relating to maintainability of LPAs. It is also open to the petitioner (the liquidator) to bring the number of creditors to whom the amount has to be distributed and seek modification of the interim order.

Court Master

Court Master