

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(S).5674/2009

PANDURANG GANPATI CHAUGULE

Appellant(s)

VERSUS

VISHWASRAO PATIL MURGUD SAHAKARI BANK L.
(With interim relief and office report)

Respondent(s)

WITH

- C.A.NO.5683/2009 (S.IX) (With interim relief and office report),
- C.A.NO.5675/2009 (S.IX) (With interim relief and office report),
- C.A.NO.5681/2009 (S.IX) (With office report),
- C.A.NO.5682/2009 (S.IX) (With interim relief and office report),
- C.A.NO.5684/2009 (S.IX) (With interim relief),
- SLP(C)NO.25930/2009 (S.IX) (With interim relief and office report),
- SLP(C)NO.25929/2009 (S.IX) (With interim relief and office report),
- C.A.NO.1468/2010 (S.IV),
- C.A.NO.4391/2010 (S.XIA) (With office report),
- SLP(C)NO.24309/2010 (S.IX),
- C.A.NO.7410/2010 (S.IX),
- W.P.(C)NO.318/2010 (S.X) (With appln.(s) for stay and office report),
- SLP(C)NO.29859/2010 (S.IX) (With interim relief and office report),
- W.P.(C)NO.40/2011 (S.X) (With appln.(s) for stay and office report),
- W.P.(C)NO.41/2011 (S.X) (With appln.(s) for stay and office report),
- W.P.(C)NO.61/2011 (S.X) (With appln.(s) for directions and permission to file counter affidavit and stay and office report),
- SLP(C)NOS.7295-7298/2011 (S. IVA) (With office report),
- C.A.NO.2440/2011 (S.IX) (With office report),
- W.P.(C)NO.220/2011 (S.X) (With appln.(s) for stay and office report),
- W.P.(C)NO.269/2011 (S.X) (With appln.(s) for stay and vacating stay and office report),
- W.P.(C)NO.293/2011 (S.X) (With appln.(s) for stay and office report),
- W.P.(C)NO.306/2011 (S.X) (With appln.(s) for stay and

Signature Not Verified

office report),

Digitally signed by

Sarita Purohit

Date: 2014.11.22

13:08:39 IST

Reason:

- W.P.(C)NO.308/2011 (S.X) (With appln.(s) for stay and office report),
- SLP(C)NO.21260/2011 (S.IX) (With interim relief and office report),
- SLP(C)NOS.22304-22305/2011 (S.IX) (With office report),
- W.P.(C)NO.338/2011 (S.X) (With appln.(s) for stay and

office report),
W.P.(C)NO.367/2011 (S.X) (With appln.(s) for directions and interim directions and office report),
SLP(C)NOS.24479-24480/2011 (S.IX) (With interim relief and office report),
W.P.(C)NO.375/2011 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.378/2011 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.411/2011 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.484/2011 (S.X) (With appln.(s) for stay and vacating interim order and office report),
W.P.(C)NO.531/2011 (S.X) (With appln.(s) for stay and vacating interim order and office report),
W.P.(C)NO.529/2011 (S.X) (With appln.(s) for stay and vacating interim order and office report),
W.P.(C)NO.5/2012 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.48/2012 (S.X) (With appln.(s) for stay and amendment of the petition and office report),
W.P.(C)NO.97/2012 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.103/2012 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.111/2012 (S.X) (With appln.(s) for stay and vacating interim order and office report),
W.P.(C)NO.123/2012 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.122/2012 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.199/2012 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.249/2012 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.250/2012 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.248/2012 (S.X) (With appln.(s) for stay and vacating interim order and office report),
SLP(C)NOS.18732-18733/2012 (S.IVA) (With interim relief and office report),

2

W.P.(C)NO.291/2012 (S.X) (With appln.(s) for ex-parte stay and office report),
W.P.(C)NO.293/2012 (S.X) (With appln.(s) for ex-parte stay and office report),
SLP(C)NO.24276/2012 (S. IVA) (With interim relief and office report),
W.P.(C)NO.371/2012 (S.X) (With appln.(s) for ex-parte stay and office report),
W.P.(C)NO.369/2012 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.386/2012 (S.X) (With appln.(s) for stay and office report),
SLP(C)NO.30568/2012 (S.IX) (With interim relief and office report),
W.P.(C)NO.461/2012 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.460/2012(S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.487/2012 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.490/2012 (S.X) (With appln.(s) for stay and vacating stay and office report),
W.P.(C)NO.521/2012 (S.X) (With appln.(s)for stay and vacating

stay and office report),
W.P.(C)NO.537/2012 (S.X) (With appln. (s)for stay and
permission to file additional documents and office report),
W.P.(C)NO.554/2012 (S.X) (With appln. (s) for stay and office
report),
W.P.(C)NO.6/2013 (S.X) (With appln.(s) for stay and vacating
stay and office report),
W.P.(C)NO.7/2013 (S.X) (With appln.(s) for stay and office
report),
W.P.(C)NO.37/2013 (S.X) (With appln.(s) for stay and office
report),
W.P.(C)NO.36/2013 (S.X) (With appln. (s) for stay and office
report)
W.P.(C)NO.52/2013 (S.X) (With appln.(s) for stay and
clarification of court's order and office report),
W.P.(C)NO.51/2013 (S.X) (With appln.(s) for clarification
of court's order and stay and office report),
W.P.(C)NO.58/2013 (S.X) (With appln.(s) for stay and
clarification of court's order and office report),
W.P.(C)NO.112/2013 (S.X) (With appln.(s) for stay and
office report),
W.P.(C)NO.111/2013 (S.X) (With appln.(s) for stay and
office report),
W.P.(C)NO.138/2013 (S.X) (With appln.(s) for stay and
office report),

3

W.P.(C)NO.146/2013 (S.X) (With appln.(s) for stay and
office report),
W.P.(C)NO.151/2013 (S.X) (With appln.(s) for stay and
office report),
W.P.(C)NO.175/2013 (S.X) (With appln.(s) for stay and
office report),
SLP(C)NO.12916/2013 (S.XIA) (With interim relief and
office report),
W.P.(C)NO.179/2013 (S.X) (With appln.(s) for stay and
office report),
W.P.(C)NO.181/2013 (S.X) (With appln.(s) for stay and
office report),
SLP(C)NO.13100/2013 (S.IX) (With interim relief and
office report),
W.P.(C)NO.191/2013 (S.X) (With appln.(s) for stay and
vacation of ex-parte stay and office report),
W.P.(C)NO.192/2013 (S.X) (With appln.(s) for stay and
office report),
SLP(C)NOS.15634-15635/2013 (S.IVA) (With office report),
W.P.(C)NO.201/2013 (S.X) (With appln.(s) for stay and
office report),
SLP(C)NO.15507/2013 (S.IX) (With office report),
W.P.(C)NO.233/2013 (S.X) (With appln.(s) for stay and
substitution of respondent and office report),
W.P.(C)NO.236/2013 (S.X) (With appln.(s) for stay and
substitution of respondent and office report),
W.P.(C)NO.238/2013 (S.X) (With appln.(s) for stay and
substitution of respondent and office report),
W.P.(C)NO.248/2013 (S.X) (With appln.(s) for stay and
office report),
W.P.(C)NO.253/2013 (S.X) (With appln.(s) for stay and
vacating stay and office report),
W.P.(C)NO.250/2013 (S.X) (With appln.(s) for stay and
office report),
SLP(C)NO.17054/2013 (S.IX) (With interim relief and
office report),
SLP(C)NO.18775/2013 (S.IX) (With interim relief and
office report),
SLP(C)NO.18777/2013 (S.IX) (With interim relief and

office report),
W.P.(C)NO.264/2013 (S.X) (With appln. (s) for stay and impleadment and office report) ,
W.P.(C)NO.270/2013 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.271/2013 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.265/2013 (S.X) (With appln.(s) for stay and office report),

4

W.P.(C)NO.266/2013 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.280/2013 (S.X) (With office report),
W.P.(C)NO.279/2013 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.284/2013 (S.X) (With appln.(s) for stay and impleadment and office report),
W.P.(C)NO.285/2013 (S.X) (With appln.(s) for stay and vacating interim order and office report),
W.P.(C)NO.353/2013 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.452/2013 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.469/2013 (S.X) (With office report),
W.P.(C)NO.588/2013 (S.X) (With appln.(s) for stay and impleadment as party respondent and impleadment and office report),
SLP(C)NO.25126/2013 (S.IX) (With interim relief),
CONMT.PET.(C)NO.320/2013 IN SLP(C)NO.15507/2013 (S.IX) ,
SLP(C)NO.29721/2013 (S.IX) (With office report),
SLP(C)NO.29720/2013 (S.IX) (With office report),
W.P.(C)NO.762/2013 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.753/2013 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.758/2013 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.761/2013 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.800/2013 (S.X) (With appln.(s) for directions and office report),
W.P.(C)NO.819/2013 (S.X) (With appln.(s) for stay and office report) ,
W.P.(C)NO.868/2013 (S.X) (With appln.(s) for interim directions and directions),
W.P.(C)NO.877/2013 (S.X) (With appln.(s) for directions and office report),
W.P.(C)NO.922/2013 (S.X) (With appln.(s) for directions and office report),
SLP(C)NO.35137/2013 (S.IX) (With interim relief and office report),
W.P.(C)NO.1007/2013 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.1037/2013 (S.X) (With appln.(s) for stay and directions and office report),
W.P.(C)NO.1043/2013 (S.X) (With appln.(s) for stay and office report),

5

W.P.(C)NO.1044/2013 (S.X) (With appln.(s) for stay and office report),
W.P.(C)NO.1045/2013 (S.X) (With appln.(s) for stay and

office report),
W.P.(C)NO.5/2014 (S.X) (With appln.(s) for stay and
office report),
W.P.(C)NO.10/2014 (S.X) (With appln.(s) for stay and
office report),
W.P.(C)NO.33/2014 (S.X) (With appln.(s) for stay and
impleadment and office report),
W.P.(C)NO.40/2014 (S.X) (With appln.(s) for directions
and office report),
W.P.(C)NO.120/2014 (S.X) (With appln.(s) for stay and
vacating interim relief and office report),
W.P.(C)NO.142/2014 (S.X) (With appln.(s) for ex-parte
stay and office report),
W.P.(C)NO.168/2014 (S.X) (With appln.(s) for stay and
vacating stay and office report),
W.P.(C)NO.169/2014 (S.X) (With appln.(s) for stay and
vacating stay and office report),
W.P.(C)NO.208/2014 (S.X) (With appln.(s) for stay
and office report),
W.P.(C)NO.240/2014 (S.X) (With appln.(s) for stay and
office report),
W.P.(C)NO.272/2014 (S.X) (With appln.(s) for ex-parte
stay and office report),
W.P.(C)NO.352/2014 (S.X) (With appln.(s) for stay
and office report),
S.L.P.(C)...../2014 CC NO.7586 (S.IVA) (With appln.(s)
for c/delay in filing slp and office report),
W.P.(C)NO.408/2014 (S.X) (With appln.(s) for stay and
office report),
W.P.(C)NO.417/2014 (S.X) (With appln.(s) for stay and
office report),
W.P.(C)NO.420/2014 (S.X) (With appln.(s) for stay
and office report),
W.P.(C)NO.421/2014 (S.X) (With appln.(s) for stay
and office report),
W.P.(C)NO.492/2014 (S.X) (With appln.(s) for stay
and office report),
W.P.(C)NO.712/2014 (S.X) (With appln.(s) for stay
and office report),
W.P.(C)NO.714/2014 (S.X) (With appln.(s) for stay),
W.P.(C)NO.737/2014 (S.X) (With appln.(s)for stay and
office report),
W.P.(C)NO.738/2014 (S.X) (With appln.(s) for ex-parte
stay and stay and office report),

6

W.P.(C)NO.740/2014 (S.X) (With appln.(s) for ex-parte
stay and stay and office report),
W.P.(C)NO.739/2014 (S.X) (With appln.(s) for ex-parte
stay and stay and office report),
W.P.(C)NO.754/2014 (S.X) (With appln.(s) for stay
and office report),
W.P.(C)NO.756/2014 (S.X) (With appln.(s) for stay
and office report),
W.P.(C)NO.779/2014 (S.X) (With appln.(s) for stay and
exemption from filing o.t. and office report),
W.P.(C)NO.795/2014 (S.X) (With appln.(s) for stay
and office report),
W.P.(C)NO.849/2014 (S.X) (With appln.(s) for ex-parte
stay and office report),
W.P.(C)NO.838/2014 (S.X) (With appln.(s) for stay
and office report),
W.P.(C)NO.827/2014 (S.X) (With appln.(s) for ex-parte
stay and office report),
W.P.(C)NO.929/2014 (S.X) (With appln.(s) for interim
relief and office report)

Date : 20/11/2014 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ANIL R. DAVE
HON'BLE MR. JUSTICE KURIAN JOSEPH

For Appellant(s) Mr. M. Khairati,Adv.
 Mr. Vaibhav,Adv.
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 Mr. Devansh A. Mohta,Adv.
 Mr. Shishir Deshpande,Adv.
 Ms. Sujata Kurdukar,Adv.
 Mr. Amit Yadav,Adv.

 Mr. Shekhar Naphade,Sr.Adv.
 Mr. Sanjay Kharde,Adv.
 Ms. Chandan Ramamurthi,Adv.

 Mr. R. Sudhinder,Adv.
 Mr. Ashok Mathur,Adv.
 Mr. Abhishek Prasad,Adv.

 Mr. Nikhil Goel,Adv.
 Ms. Naveen Goel,Adv.
 Mr. Marsook Bafaki,Adv.
 Mr. A. Venayagam Balan,Adv.

7

Mr. S. Sadasiva Reddy,Adv.
Ms. S. Usha Reddy,Adv.

Mr. Jayanth Muth Raj,Adv.
Ms. Malvika J.,Adv.
Mr. Sureshan P.,Adv.

Mr. S.K. Kulkarni,Adv.
Mr. Ankur S. Kulkarni,Adv.
Ms. Shweta S. Parihar,Adv.

Mr. S.W.A. Qadri,Adv.
Mr. Lakshmi Raman Singh,Adv.

Mr. V.K. Biju,Adv.
Mr. Ravi Kottan,Adv.

Mr. Vineet Bhagat,Adv.
Ms. Anindita Saha,Adv.

Mr. S.S. Ray,Adv.
Ms. Rakhi Ray,Adv.
Mr. Vaibhav Gulia,Adv.

Mr. Amar Dave,Adv.
Mr. P.S. Sudheer,Adv.
Mr. Rishi Maheshwari,Adv.

Mr. P.S. Sudheer,Adv.
Mr. Rishi Maheshwari,Adv.
Ms. Anne Mathew,Adv.
Mr. Raj Kumar Kaushik,Adv.

Mr. N.D.B. Raju,Adv.
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Mr. N. Ganpathy,Adv.

Mr. Santosh Paul,Adv.
Mr. Debopriya Pal,Adv.
Mr. Arvind Gupta,Adv.
Mr. Harish Pandey,Adv.

Mr. S.R. Singh,Sr.Adv.
Mr. Sushant K. Yadav,Adv.
Ms. Asha Gopalan Nair,Adv.

Mr. Anirudh Sanganeria,Adv.
Mr. Mukul Kumar,Adv.

8

Mr. Sourabh Kumar,Adv.
Mr. Randhir Kumar,Adv.
Mr. Rameshwar Prasad Goyal,Adv.

Mr. M. Khairati,Adv.
Mr. Irshad Ahmad,Adv.

Mr. P.K. Manohar,Adv.
Mr. Sunil Kumar Verma,Adv.
Mr. Nikhil Nayyar,Adv.
Ms. Anagha S. Desai,Adv.
Mr. Jayant Kumar Mehta,Adv.
Mr. K.L. Taneja,Adv.
Ms. Charu Mathur,Adv.
Mr. Satpal Singh,Adv.
Mr. H. Chandra Sekhar,Adv.
Mr. Vishwajit Singh,Adv.
Mr. Vijay Kumar,Adv.
Mr. Chirag M. Shroff,Adv.
Mr. Jatin Zaveri,Adv.
Mr. Jay Savla,Adv.
Mr. Bankey Bihari Sharma,Adv.
Mr. Sarad Kumar Singhanian,Adv.
Mr. S. Ravi Shankar,Adv.
Mr. Sanjay Jain,Adv.
Ms. Kamakshi S. Mehlwal,Adv.
Mr. Garvesh Kabra,Adv.
M/s. Temple Law Firm,Adv.
Mr. Rabin Majumder,Adv.
Ms. Garima Prashad,Adv.
Mr. Atul Babasaheb Dakh,Adv.
Ms. Rashmi Singh,Adv.
Ms. Pragya Baghel,Adv.
Mr. E.C. Agrawala,Adv.
Mr. Santosh Krishnan,Adv.

For Respondent(s)

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Ms. Jayashree Wad,Adv.
Mr. Ashish Wad,Adv.
Mr. Anshuman Srivastava,Adv.
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Ms. Abha R. Sharma, Adv.

Mr. Harin P. Raval, Sr. Adv.

Mr. Abhijat P. Medh, Adv.

Mr. Sachin Patil, Adv.

Mr. Sriram P. Pingle, Adv.

Mr. M.P. Vinod, Adv.

Ms. Neelam Saini, Adv.

Mr. Dileep Pillai, Adv.

Mr. Sanjay Kharde, Adv.

Mr. Amol Nirmalkumar Suryawanshi, Adv.

Mr. Shankar Chillarge, AAG

Mr. A.P. Mayee, Adv.

Mr. Rajeev K. Panday, Adv.

Mr. Rajeev Maheshwaranand Roy, Adv.

Mr. P.I. Jose, Adv.

Mr. Alok K. Prasad, Adv.

Mr. C.K. Sasi, Adv.

Ms. Sonal Jain, Adv.

Ms. Heena Sharma, Adv.

Ms. Sunita Sharma, Adv.

Mr. D.S. Mahra, Adv.

Mr. Anil Kumar Sangal, Adv.

Mr. Siddharth Sangal, Adv.

Mr. D.P. Mohanty, Adv.

Mr. Manish Pitale, Adv.

Mr. Wasi Haider, Adv.

Mr. C.S. Ashri, Adv.

Mr. Kuldeep S. Parihar, Adv.

Mr. H.S. Parihar, Adv.

Mr. Pravin Satale, Adv.

Mr. Rajiv Shankar Dvivedi, Adv.

Mr. Santosh Paul, Adv.

Mr. Debopriya Pal, Adv.

Mr. M.J. Paul, Adv.

10

Mr. S. Aravindh, Adv.

Mr. Vimal Pani, Adv.

Mr. Senthil Jagadeesan, Adv.

Ms. Praveena Gautam, Adv.

Mr. Deepak Tyagi, Adv.

Ms. Pusshp Gupta, Adv.

Ms. Rajani K. Prasad, Adv.

Ms. N. Annapoorani, Adv.

Mr. Uday B. Dube, Adv.

M/s. Coac, Advs.

Mr. Niraj Sharma, Adv.

Mr. M.T. George, Adv.

M/s. K.J. John & Co., Advs.

Mr. Shreekant N. Terdal,Adv.
Mr. Shivaji M. Jadhav,Adv.
Mr. Yash Pal Dhingra,Adv.
Mr. Anil Kumar Mishra,Adv.
Mr. D.M. Nargolkar,Adv.
Mr. Piyush Sharma,Adv.
Mr. Ravindra Keshavrao Adsure,Adv.
Mr. B. Subrahmanya Prasad,Adv.
Mr. Subramonium Prasad,Adv.
Ms. Hemantika Wahni,Adv.
Mr. V.N. Raghupathy,Adv.
Mr. S.N. Bhat,Adv.
Ms. Anuradha Mutatkar,Adv.
M/s. S.M. Jadhav & Co.,Advs.
Mr. Rajesh Mahale,Adv.
Mr. Sudhanshu S. Choudhari,Adv.
For M/s. Karanjawala & Co.,Advs.
Mr. Tapesh Kumar Singh,Adv.
Ms. Sushma Suri,Adv.
Mr. Abhijit Sengupta,Adv.
Mr. Nirnimesh Dube,Adv.
Mr. Deeptakirti Verma,Adv.
Mr. Ashok K. Mahajan,Adv.
M/s. Dua Associates,Advs.
Mr. Mohit Kumar Shara,Adv.
Ms. A. Sumathi,Adv.
Mr. M.Y. Deshmukh,Adv.
Ms. Bharti Tyagi,Adv.

11

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

List the matters as Part-heard.

(Sarita Purohit)
Court Master

(Sneh Bala Mehra)
Assistant Registrar