

ITEM NO.18

COURT NO.9

SECTION IX

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

SPECIAL LEAVE PETITION (CIVIL)Diary No(s).3340/2023

(Arising out of impugned final judgment and order dated 22-11-2021 in SFJ No.43/2021 in CSS No.238 of 2020 and judgment and order dated 20-12-2022 in CA No.161/2022 in SFJ No.43/2021 passed by the High Court of Judicature at Bombay)

INDIAN BANK

Petitioner(s)

VERSUS

SKS POWER GENERATION (CHHATTISGARH) LTD.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.20078/2023-CONDONATION OF DELAY IN FILING and IA No.20081/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

WITH

SLP(C) No.2418/2023 (IX)

(FOR ADMISSION and I.R. and IA No.21959/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 07-02-2023 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURYA KANT

HON'BLE MR. JUSTICE J.K. MAHESHWARI

For Petitioner(s) Mr. C.Aryama Sundaram, Sr.Adv.
Mr. Gautam Awasthi, AOR
Mr. Ayush Choudhary, Adv.
Ms. Rohini Musa, Adv.
Mr. Devanshu Yadav, Adv.
Mr. Sameer Pandey, Adv.

For Respondent(s) Mr. Shyam Divan, Sr.adv.
In D.No.3340/23 Ms. Ranjeeta Rohatgi, Adv.
Mr. Adit Deshmukh, Adv.
Ms. R.H. Khan, Adv.
Ms. Poorva Garg, Adv.
Mr. Saswat Pattnaik, Adv.
Mr. Sameer Sharma, Adv.
Mr. Hasan Murtaza, AOR

In SLP(C)2418/23 Ms. R.H. Khan, Adv.
Ms. Ranjeeta Rohatgi, Adv.
Ms. Poorva Garg, Adv.
Mr. Saswat Pattnaik, Adv.
Mr. Sameer Sharma, Adv.
Mr. Hasan Murtaza, AOR

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

SLP(C)D.No.3340/2023

1. Delay condoned.
2. Issue notice.
3. Mr. Hasan Murtaza, learned counsel, who appears on caveat on behalf of the sole respondent, accepts and wavier service of formal notice upon the said respondent.
4. Tag with SLP(C)No.23962 of 2022.
5. Meanwhile, recovery of cost, as imposed by the High Court vide order dated 20.12.2022, shall remain stayed.

SLP(C) No.2418/2023

1. Issue notice.
2. Mr. Hasan Murtaza, learned counsel, who appears on behalf of the sole respondent, accepts and wavier service of formal notice upon the said respondent.
3. Tag with SLP(C)No.23962 of 2022.
4. Meanwhile, the respondent is restrained from withdrawing the decretal amount, which has been deposited by the petitioner - Bank with the Prothonotary and Senior Master, High Court of Bombay.

(SATISH KUMAR YADAV)
DEPUTY REGISTRAR

(PREETHI T.C.)
COURT MASTER (NSH)