

ITEM NO.101(PH)

COURT NO.3

SECTION IX

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.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. 5675/2009
(With Interim Relief and Office Report)

C.A. No. 5681/2009
(With Office Report)

C.A. No. 5682/2009
(With Interim Relief and Office Report)

C.A. No. 5683/2009
(With Interim Relief and Office Report)

C.A. No. 5684/2009
(With Interim Relief)

SLP(C) No. 25929/2009
(With Interim Relief and Office Report)

SLP(C) No. 25930/2009
(With Interim Relief and Office Report)

W.P.(C) No. 318/2010
(With appln.(s) for stay and Office Report)

C.A. No. 1468/2010
(With Office Report)

C.A. No. 4391/2010
(With Office Report)

C.A. No. 7410/2010

Signature Not Verified

SLP(C) No. 24309/2010

Digitally signed by

Jayant Kumar Arora

Date: 2015.01.30

12:02:46 IST

Reason:

SLP(C) No. 29859/2010

2

(With Interim Relief and Office Report)

W.P.(C) No. 40/2011

(With appln.(s) for stay and Office Report)

W.P.(C) No. 41/2011
(With appln.(s) for stay and Office Report)

W.P.(C) No. 61/2011
(With appln.(s) for stay, directions and for permission to file counter affidavit and Office Report)

W.P.(C) No. 220/2011
(With appln.(s) for stay and Office Report)

W.P.(C) No. 269/2011
(With appln.(s) for stay and vacating stay and Office Report)

W.P.(C) No. 293/2011
(With appln.(s) for stay and Office Report)

W.P.(C) No. 306/2011
(With appln.(s) for stay and Office Report)

W.P.(C) No. 308/2011
(With appln.(s) for stay and Office Report)

W.P.(C) No. 338/2011
(With appln.(s) for stay and Office Report)

W.P.(C) No. 367/2011
(With appln.(s) for directions, interim directions and impleadment and Office Report)

W.P.(C) No. 375/2011
(With appln.(s) for stay and Office Report)

W.P.(C) No. 378/2011
(With appln.(s) for stay and Office Report)

W.P.(C) No. 411/2011
(With appln.(s) for stay and Office Report)

W.P.(C) No. 484/2011
(With appln.(s) for stay and vacating interim order and Office Report)

W.P.(C) No. 529/2011

3

(With appln.(s) for stay and vacating interim order and Office Report)

W.P.(C) No. 531/2011
(With appln.(s) for vacating interim order and stay and Office Report)

C.A. No. 2440/2011
(With Office Report)

SLP(C) No. 7295-7298/2011
(With Office Report)

SLP(C) No. 21260/2011
(With Interim Relief and Office Report)

SLP(C) No. 22304-22305/2011
(With Office Report)

SLP(C) No. 24479-24480/2011
(With Interim Relief and Office Report)

W.P.(C) No. 5/2012

(With appln.(s) for stay and Office Report)

W.P.(C) No. 48/2012

(With appln.(s) for amendment of the petition and stay and Office Report)

W.P.(C) No. 97/2012

(With appln.(s) for stay and Office Report)

W.P.(C) No. 103/2012

(With appln.(s) for stay and Office Report)

W.P.(C) No. 111/2012

(With appln.(s) for vacating interim order and stay and Office Report)

W.P.(C) No. 122/2012

(With appln.(s) for stay and Office Report)

W.P.(C) No. 123/2012

(With appln.(s) for stay and Office Report)

W.P.(C) No. 199/2012

(With appln.(s) for stay and Office Report)

W.P.(C) No. 248/2012

(With appln.(s) for stay and vacating interim order and Office
4

Report)

W.P.(C) No. 249/2012

(With appln.(s) for stay and Office Report)

W.P.(C) No. 250/2012

(With appln.(s) for stay and Office Report)

W.P.(C) No. 291/2012

(With appln.(s) for ex-parte stay and Office Report)

W.P.(C) No. 293/2012

(With appln.(s) for ex-parte stay and Office Report)

W.P.(C) No. 369/2012

(With appln.(s) for stay and Office Report)

W.P.(C) No. 371/2012

(With appln.(s) for ex-parte stay and Office Report)

W.P.(C) No. 386/2012

(With appln.(s) for stay and Office Report)

W.P.(C) No. 460/2012

(With appln.(s) for stay and Office Report)

W.P.(C) No. 461/2012

(With appln.(s) for stay and Office Report)

W.P.(C) No. 487/2012

(With appln.(s) for stay and Office Report)

W.P.(C) No. 490/2012

(With appln.(s) for stay and vacating stay and Office Report)

W.P.(C) No. 521/2012

(With appln.(s) for vacating stay and stay and Office Report)

W.P.(C) No. 537/2012

(With appln.(s) for stay and permission to file additional documents and Office Report)

W.P.(C) No. 554/2012
(With appln.(s) for stay and Office Report)

SLP(C) Nos. 18732-18733/2012
(With Interim Relief and Office Report)
5

SLP(C) No. 24276/2012
(With Interim Relief and Office Report)

SLP(C) No. 30568/2012
(With Interim Relief and Office Report)

W.P.(C) No. 6/2013
(With appln.(s) for vacating stay and stay and Office Report)

W.P.(C) No. 7/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 36/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 37/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 51/2013
(With appln.(s) for stay and clarification of Court's order and Office Report)

W.P.(C) No. 52/2013
(With appln.(s) for stay and clarification of Court's order and Office Report)

W.P.(C) No. 58/2013
(With appln.(s) for stay and clarification of Court's order and Office Report)

W.P.(C) No. 111/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 112/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 138/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 146/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 151/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 175/2013
(With appln.(s) for stay and Office Report)
6

W.P.(C) No. 179/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 181/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 191/2013
(With appln.(s) for stay and vacation of ex-parte stay and Office Report)

W.P.(C) No. 192/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 201/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 233/2013
(With appln.(s) for stay and substitution of respondent and Office Report)

W.P.(C) No. 236/2013
(With appln.(s) for stay and substitution of respondent and Office Report)

W.P.(C) No. 238/2013
(With appln.(s) for stay and substitution of respondent and Office Report)

W.P.(C) No. 248/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 250/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 253/2013
(With appln.(s) for stay and appln.(s) for vacating stay and Office Report)

W.P.(C) No. 264/2013
(With appln.(s) for stay and impleadment and Office Report)

W.P.(C) No. 265/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 266/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 270/2013
(With appln.(s) for stay and Office Report)

7

W.P.(C) No. 271/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 279/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 280/2013
(With Office Report)

W.P.(C) No. 284/2013
(With appln.(s) for stay and impleadment and Office Report)

W.P.(C) No. 285/2013
(With appln.(s) for stay and vacating interim order and Office Report)

CONMT.PET.(C) No. 320/2013 In SLP(C) No. 15507/2013

W.P.(C) No. 353/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 452/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 469/2013
(With Office Report)

W.P.(C) No. 588/2013
(With appln.(s) for stay, impleadment and impleadment as party respondent and Office Report)

W.P.(C) No. 753/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 758/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 761/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 762/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 800/2013
(With appln.(s) for directions and Office Report)

W.P.(C) No. 819/2013
(With appln.(s) for stay and Office Report)

8

W.P.(C) No. 868/2013
(With appln.(s) for interim directions and directions)

W.P.(C) No. 877/2013
(With appln.(s) for directions and Office Report)

W.P.(C) No. 922/2013
(With appln.(s) for directions and Office Report)

W.P.(C) No. 1007/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 1037/2013
(With appln.(s) for directions and stay and Office Report)

W.P.(C) No. 1043/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 1044/2013
(With appln.(s) for stay and Office Report)

W.P.(C) No. 1045/2013
(With appln.(s) for stay and Office Report)

SLP(C) No. 12916/2013
(With Interim Relief and Office Report)

SLP(C) No. 13100/2013
(With Interim Relief and Office Report)

SLP(C) No. 15507/2013
(With Office Report)

SLP(C) No. 15634-15635/2013
(With Office Report)

SLP(C) No. 17054/2013
(With Interim Relief and Office Report)

SLP(C) No. 18775/2013
(With Interim Relief and Office Report)

SLP(C) No. 18777/2013
(With Interim Relief and Office Report)

SLP(C) No. 25126/2013
(With Interim Relief)

9

SLP(C) No. 29720/2013
(With Office Report)

SLP(C) No. 29721/2013
(With Office Report)

SLP(C) No. 35137/2013
(With Interim Relief and Office Report)

W.P.(C) No. 5/2014
(With appln.(s) for stay and Office Report)

W.P.(C) No. 10/2014
(With appln.(s) for stay and Office Report)

W.P.(C) No. 33/2014
(With appln.(s) for stay and appln.(s) for impleadment and appln.
(s) for impleadment and Office Report)

W.P.(C) No. 40/2014
(With appln.(s) for directions and Office Report)

W.P.(C) No. 120/2014
(With appln.(s) for stay, impleadment and vacating interim
relief and Office Report)

W.P.(C) No. 142/2014
(With appln.(s) for ex-parte stay and Office Report)

W.P.(C) No. 168/2014
(With appln.(s) for vacating stay and stay and Office Report)

W.P.(C) No. 169/2014
(With appln.(s) for vacating stay and stay and Office Report)

W.P.(C) No. 208/2014
(With appln.(s) for stay and Office Report)

W.P.(C) No. 240/2014
(With appln.(s) for stay and Office Report)

W.P.(C) No. 272/2014
(With appln.(s) for ex-parte stay and Office Report)

W.P.(C) No. 352/2014
(With appln.(s) for stay and Office Report)

W.P.(C) No. 408/2014
(With appln.(s) for stay and Office Report)

10

W.P.(C) No. 417/2014
(With appln.(s) for stay and Office Report)

W.P.(C) No. 420/2014
(With appln.(s) for stay and Office Report)

W.P.(C) No. 421/2014
(With appln.(s) for stay and Office Report)

W.P.(C) No. 492/2014

(With appln.(s) for stay and Office Report)

W.P.(C) No. 712/2014
(With appln.(s) for stay and Office Report)

W.P.(C) No. 714/2014
(With appln.(s) for stay)

W.P.(C) No. 737/2014
(With appln.(s) for stay and Office Report)

W.P.(C) No. 738/2014
(With appln.(s) for stay and ex-parte stay and Office Report)

W.P.(C) No. 739/2014
(With appln.(s) for stay and ex-parte stay and Office Report)

W.P.(C) No. 740/2014
(With appln.(s) for stay and ex-parte stay and Office Report)

W.P.(C) No. 754/2014
(With appln.(s) for stay and Office Report)

W.P.(C) No. 756/2014
(With appln.(s) for stay and Office Report)

W.P.(C) No. 779/2014
(With appln.(s) for stay and exemption from filing O.T. and Office Report)

S.L.P.(C).....CC No. 7586/2014
(With appln.(s) for c/delay in filing SLP and Office Report)

W.P.(C) No. 795/2014
(With appln.(s) for stay and Office Report)

W.P.(C) No. 849/2014
(With appln.(s) for ex-parte stay and Office Report)

11

W.P.(C) No. 838/2014
(With appln.(s) for stay and Office Report)

W.P.(C) No. 827/2014
(With appln.(s) for ex-parte stay and Office Report)

W.P.(C) No. 929/2014
(With appln.(s) for interim relief and Office Report)

SLP(C) No. 32589/2014
(With Office Report)

Date : 29/01/2015 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. V. Giri, Sr. Adv.
Mr. V.K. Biju, Adv.

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

Mr. Devansh A. Mohta, Adv.
Mr. Shishir Deshpande, Adv.
Mr. Amit Yadav, Adv.
For Ms. Sujata Kurdukar, Adv.

Mr. Nikhil Nayyar, Adv.

Ms. Anagha S. Desai, Adv.

Mr. Sunil Kumar Verma, Adv.

Ms. Chandan Ramamurthi, Adv.

Mr. Ajit Kr. Sinha, Sr. Adv.

Mr. Abhishek Prasad, Adv.

Mr. Ashok Mathur, Adv.

Mr. R. Sudhinder, Adv.

Mr. T. N. Singh, Adv.

Mr. Randhir Kumar, Adv.

For Mr. Rameshwar Prasad Goyal, Adv.

Mr. Jayant Kumar Mehta, Adv.

Mr. Renjith B. Marar, Adv.

Mr. Lakshmi N. Kaimal, Adv.

12

For Mr. K.L. Taneja, Adv.

Mr. Pradhuman Gohil, Adv.

Mr. Vikash Singh, Adv.

Ms. Charu Mathur, Adv.

Mr. Chirag M. Shroff, Adv.

Mr. Satpal Singh, Adv.

Mr. Vijay Kumar, Adv.

Mr. Mathews J. Nedumpara, Adv.

Mr. S. Sadasiva Reddy, Adv.

Ms. Rohini Amin, Adv.

For Ms. S. Usha Reddy, Adv.

Mr. P.K. Manohar, Adv.

Mr. Jayanth Muth Raj, Adv.

Ms. Malavika J. Adv.

Mr. Sureshan P., Adv.

Mr. Vishwajit Singh, Adv.

Mr. H. Chandra Sekhar, Adv.

Mr. Nikhil Goel, Adv.

Mr. Marsook Bafaki, Adv.

Mr. A. Venayagam Balan, Adv.

Mr. Jatin Zaveri, Adv.

Mr. Bankey Bihari Sharma, Adv.

Mr. Jay Savla, Adv.

Mr. S.W.A. Qadri, Adv.

Mr. Tamim Qadri, Adv.

For Mr. Lakshmi Raman Singh, Adv.

Mr. Sarad Kumar Singhania, Adv.

Mr. Harish Pandey, Adv.

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

Ms. Bharathi R., Adv.
Mr. N. Ganpathy, Adv.
Mr. S. Ravi Shankar, Adv.
13

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

Mr. Amol Chitale, Adv.
Ms. Pragya Baghel, Adv.

Mr. Garvesh Kabra, Adv.

Ms. Neera Gokhale, Adv.
Ms. Kamakshi S. Mehlwal, Adv.

Mr. Santosh Paul, Adv.
Mr. Debopriyo Pal, Adv.
Mr. Arvind Gupta, Adv.
Ms. Savita Singh, Adv.
Mr. Harish Pandey, Adv.
Mr. M.J. Paul, Adv.

Mr. Rabin Majumder, Adv.

Mr. Anirudh Sanganerla, Adv.
Mr. Mukul Kumar, Adv.

Mr. Sanjay Jain, Adv.

Mr. S.K. Kulkarni, Adv.
Mr. M. Gireesh Kumar, Adv.
For Mr. Ankur S. Kulkarni, Adv.

Mr. Ankur Saigal, Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Rishi Agrawala, Adv.
Mr. Vikrant Pachnand, Adv.
For Mr. E.C. Agrawala, Adv.

For M/s. Temple Law Firm, Adv.

Ms. Garima Prashad, Adv.

Mr. S.R. Singh, Sr. Adv.
Mr. Avnish Singh, Adv.
Mr. Rajesh Srivastava, Adv.
For Ms. Asha Gopalan Nair, Adv.

Mr. Shishir Deshpande, Adv.

14

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

Mr. Atul Babasaheb Dakh, Adv.

Ms. Rashmi Singh, Adv.

Mr. Santosh Krishnan, Adv.

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

Mr. Ajay Kumar Singh, Adv.

Mr. Satpal Singh, Adv.

For Respondent(s) Mr. Tushar Mehta, ASG
Mr. B.B. Sawhney, Sr. Adv.
Ms. Sunita Sharma, Adv.
Mr. R.K. Rana, Adv.
Mr. Triloki Nath Razdan, Adv.
For Ms. Sushma Suri, Adv.

Mr. Shekhar Naphade, Sr. Adv.
Mr. Vinay Navare, Adv.
Mr. Satyajeet Kumar, Adv.
Mr. Keshav Ranjan, Adv.
Ms. Gwan K.B., Adv.
Ms. Abha R. Sharma, Adv.
Mr. Kanika Baweja, Adv.
Mr. Ashwani Srivastava, Adv.
Mr. Krishan Kumar, Adv.
Mr. Ashish Wad, Adv.
For M/s. J.S. Wad & Co.

Mr. Chinmoy Khaladkar, Adv.
Mr. Preshit Surshe, Adv.
Mr. Arjun Krishnan, Adv.

Mr. Manish Pitale, Adv.
Mr. Wasi Haider, Adv.
For Mr. C.S. Asri, Adv.

Mr. Jaideep Gupta, Sr. Adv.
Mr. Kuldeep S. Parihar, Adv.
Mr. H.S. Parihar, Adv.

Mr. Uday B. Dube, Adv.

Mr. Shankar Chillarge, AAG

15

for Mr. Aniruddha P. Mayee, Adv.

Mr. Ashok K. Mahajan, Adv.

Mr. Pratap Venugopal, Adv.
Ms. Supriya Jain, Adv.
For M/s. K.J. John & Co.

Mr. Niraj Sharma, Adv.

Mr. M.T. George, Adv.

Mr. Chinmoy Khaladkar, Adv.
Ms. Neha Sharma, Adv.
Mr. Deeptakirti Verma, Adv.

Mr. Atul Yeshwant Chitale, Sr. Adv.
Mr. Shreekant N. Terdal, Adv.

Ms. Praveena Gautam, Adv.
Mr. Deepak Tyagi, Adv.
Ms. P. Gupta, Adv.

Mr. P.I. Jose, Adv.
Mr. A.K. Prasad, Adv.
Mr. Vishwanath Bahuguna, Adv.

Mr. Shivaji M. Jadhav, Adv.

Mr. C.K. Sasi, Adv.

Mr. Yash Pal Dhingra, Adv.

Mr. Tapeshe Kumar Singh, Adv.

Mr. Rajani K. Prasad, Adv.

Mr. Bankey Bihari Sharma, Adv.

For Ms. N. Annapoorani, Adv.

Mr. Yadunandan Bansal, Adv.

Mr. Abhijat P. Medh, Adv.

Mr. Anil Kumar Mishra, Adv.

Mr. Shyam Divan, Sr. Adv.

Mr. Arjun Krishnan, Adv.

Mr. Ashish Tiwari, Adv.

Mr. D.M. Nargolkar, Adv.

16

Mr. Piyush Sharma, Adv.

Mr. D. Bharat Kumar, Adv.

Mr. Joydip Roy, Adv.

Mr. Sayooj Mohandal M., Adv.

Mr. T. Bhaskar Gowtham, Adv.

For Mr. Abhijit Sengupta, Adv.

Mr. S. Aravindh, Adv.

Ms. Kanchan, Adv.

For Mr. Senthil Jagadeesan, Adv.

Mr. B. Subrahmanya Prasad, Adv.

Mr. Subramonium Prasad, Adv.

Mr. V.N. Raghupathy, Adv.

Mr. Rajeev K. Panday, Adv.

Mr. Rajeev Maheshwaranand Roy, Adv.

Mr. Siddhesh Kotwal, Adv.

Mr. Annirudh Sharma, Adv.

Ms. Shreya Bhatnagar, Adv.

For Mr. Nirnimesh Dube, Adv.

Mr. Pravin Satale, Adv.

Mr. Rajiv Shankar Dvivedi, Adv.

Mr. Ravindra Keshavrao Adsure, Adv.

Mr. Prashant Dahat, Adv.

Mr. Siddeshwar Birdar, Adv.

Mr. Sumit Pachkhande, Adv.

Mr. Sanjay Kharde, Adv.

Mr. Amol Nirmalkumar Suryawanshi, Adv.

Ms. Hemantika Wahi, Adv.

Mr. S.N. Bhat, Adv.

Ms. Anuradha Mutatkar, Adv.

For M/s. S.M. Jadhav & Company, Advs.

Mr. Sudhanshu S. Choudhari, Adv.

Mr. Debmalya Banerjee, Adv.
Mr. Dilpreet Singh, Adv.
Mr. Jasmeet Singh, Adv.

17

Mr. Avijit Saxena, Adv.
Ms. Jaimeet Kaur, Adv.
For M/s. Karanjawala & Co., Adv.

Mr. M.P. Vinod, Adv.

Mr. Rajesh Mahale, Adv.

Mr. Shekhar Naphade, Sr. Adv.
Mr. Krishan Kumar, Adv.

Mr. K. Rajeev, Adv.

Mr. Mohit Kr. Shah, Adv.

For M/s. Dua Associates, Adv.

Ms. A. Sumathi, Adv.

Mr. M.Y. Deshmukh, Adv.

Ms. Sonal Jain, Adv.
Mr. Rajiv M. Brahma, Adv.

Mr. Sachin Patil, Adv.
For Mr. Shriram P. Pingle, Adv.

Ms. Bharti Tyagi, Adv.

Mr. Anil K. Sangal, Adv.
Mr. Siddharth Sangal, Adv.
Mr. D.P. Mohanty, Adv.

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

Mr. A. K. Sinha, learned senior counsel appearing for the appellants, started his arguments at 10.45 AM and concluded at 12.15 PM. Thereafter, Mr. Mathews J. Nedumpara, learned counsel appearing for the respondents, started his arguments and was on his legs when the Court rose for the day.

The matters remained part heard.

List all the matters on 03.02.2015 at 10.30 AM as Part Heard (for whole day).

18

Ad-interim relief, granted in W.P.(C) 929 of 2014 on 05.11.2014, shall continue till 20.02.2015.

I.A.No. 2 in W.P. (C) 737 of 2014, I.A.No. 2 in W.P. (C) 738 of 2014, I.A.No. 2 in W.P. (C) 739 of 2014, I.A.No. 2 in W.P. (C) 740 of 2014

List on 05.02.2015 at 10.30 AM.

(Jayant Kumar Arora)
Sr. P.A.

(Sneh Bala Mehra)
Assistant Registrar