

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

I.A. Nos.13-14/2008 in
Petition(s) for Special Leave to Appeal (C) Nos.15800-15801/2008

(From the judgement and order dated 02/06/2008 in WP No.1278/2004
and WP No.7907/2006 of The HIGH COURT OF BOMBAY AT AURANGABAD)

LIQUIDATOR BOARD,G.D.S.S.K.LTD.,

Petitioner(s)

VERSUS

MAHARASHTRA STATE COOP.BANK LTD.& ORS.

Respondent(s)

(For directions and office report)

With S.L.P. (C) No.17455 of 2008
(With prayer for interim relief and office report)

I.A. Nos.1-2 in S.L.P. (C) Nos.19398-19399 of 2008
(For directions)

Date: 19/09/2008 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE G.S. SINGHVI

For Petitioner(s) Mr. V.A. Mohta,Sr.Adv.
in SLP 15800-15801/ Mr. Sudhanshu S. Choudhari,Adv.
2008: Mr. Naresh Kumar,Adv.
Mr. Amit A. Mukhedkar,Adv.
Ms. Sapana S. Saboo,Adv.

in SLP 17455/2008: Mr. Sunil Kumar Verma,Adv.
Mr. Raviraj R. Chandok,Adv.

in SLP 19398-19399/ Mr. Soli J. Sorabjee,Sr.Adv.
2008: Mr. Shekhar Naphade,Sr.Adv.
Mr. Sanjay Kharde,Adv.
Ms. Asha Gopalan Nair,Adv.

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For Respondent(s) Mr. F.S. Nariman,Sr.Adv.
Mr. Pradeep R. Patil,Adv.
Mr. Prashant Goudar,Adv.
Mr. Shivaji M. Jadhav,Adv.
Mr. Rahul Joshi,Adv.
Mr. Brijkishor Sah,Adv.
Mr. Prabhuling K. Naradgi,Adv.

Dr. Rajiv Dhavan,Sr.Adv.
Mr. Sudhanshu S. Choudhari,Adv.
Ms. Sapana S. Saboo,Adv.
Mr. Naresh Kumar,Adv.
Ms. Rashmi Tyagi,Adv.

Mr. M.Y. Deshmukh,Adv.
Ms. Neetu Singh Chavan,Adv.

Mr. Rameshwar Prasad Goyal, Adv.

Mr. Soli J. Sorabjee, Sr. Adv.

Mr. Shekhar Naphade, Sr. Adv.

Mr. Sanjay Kharde, Adv.

Ms. Asha G. Nair, Adv.

Mr. Arun Jaitley, Sr. Adv.

Mr. F.S. Nariman, Sr. Adv.

Mr. Khwairakpam Nobin Singh, Adv.

Mr. Ranjit Kumar, Sr. Adv.

Mr. Sharan Dev Singh Thakur, Adv.

Dr. Sushil Balwada, Adv.

Mr. K.V. Vishwanathan, Adv.

Mr. Arvind S. Avhad, Adv.

Ms. Chandan Ramamurthi, Adv.

UPON hearing counsel the Court made the following
ORDER

Heard learned counsel for the parties.

While issuing notice on 21st July, 2008, after hearing all the parties, prayer for grant of interim relief was specifically rejected by this Court which would obviously mean that the impugned order passed by the High Court shall be given effect to.

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Having heard learned counsel for the parties and perused the records, we direct the Liquidator Board-Godavari Dudhna Sahakari Sakhar Kharkhana Limited and the State of Maharashtra to hand over physical possession of the Sugar Mill, namely, Godavari Dudhna Sahakari Sakhar Karkhana Limited, situated at Devnandra, Taluka Pathri, District Parbhani, to the purchaser, latest by 25th September, 2008.

However, the purchaser is directed not to alienate or in any manner encumber the Sugar Mill in question. The purchaser is also directed not to create any third party right or interest therein.

The interlocutory applications are, accordingly, disposed of.

[T.I. Rajput]
A.R.-cum-P.S.

[Om Prakash]
Assistant Registrar