

SECTION – IX
IN THE SUPREME COURT OF INDIA
CIVIL APPEAL AT THE JURISDICTION

CIVIL APPEAL NOS. 5681, 5682, 5683, 5685, 5674, 5675, 5684 AND 5686 OF 2009
WITH

INTERLOCUTORY APPLICATION NO.3 IN CIVIL APPEAL NO. 5683 OF 2009
(Application for vacating interim relief filed by Mr. Sudhanshu S. Choudhari, Advocate for respondent No.2)

WITH
INTERLOCUTORY APPLICATION NO.2 IN CIVIL APPEAL NO. 5685 OF 2009
(Application for vacating interim relief filed by Mr. Sudhanshu S. Choudhari, Advocate for respondent No.3)

AISHWARYA INDUSTRIES & ANR.	...APPELLANTS
-VERSUS-	
JALGAON MERCHANT SAHAKARI BANK LTD.	...RESPONDENT

OFFICE REPORT

The Main matter i.e. Civil Appeal No. 5680 of 2009 alongwith connected matters were listed before the Hon'ble Court on 12th February, 2014, when the Court inter-alia passed the following Order:

“Civil Appeal No. 5680 of 2009

Learned counsel for the appellant submits that the disputes between the parties have been amicably settled and therefore he has instructions to make a prayer for withdrawal of the appeal.

Learned counsel appearing for the applicant in I.A. Nos. 7 & 8 seeking intervention, has also made a request for withdrawal of these I.As.

Accordingly, the civil appeal and I.A.Nos. 7 & 8 stand dismissed as withdrawn.

IN REST OF THE MATTERS

At the request made by learned counsel appearing for the Indian Banks Association, Reserve Bank of India and Union of India, it is made clear that though we have permitted Civil Appeal No. 5680 of 2009 to be withdrawn, the withdrawal of this civil appeal will not prevent the Indian Banks Association from intervening in the other connected matters. As and when the other connected matters are taken up for hearing, the Indian Banks Association will be heard as an intervenor.

It is also made clear that all the pleadings in the aforesaid Civil Appeal No. 5680 of 2009 shall form part of record in other connected matters and all the counsel appearing in those connected matters are at liberty to make reference to those pleadings in their respective cases.

List all these cases on Wednesday, the 19th February, 2014 along with the record of Civil Appeal No. 5680 of 2009.”

...2/-

It is submitted for the information of the Hon'ble Court that the service position of the appeals above-mentioned are as follows :-

CIVIL APPEAL NO. 5681 OF 2009

It is submitted that the sole respondent is represented by Mr. Uday B. Dube, Advocate.

It is further submitted that counsel for respondent has filed a letter stating therein that the sole proprietor of the appellant No.1 i.e. Aishwarya Industries is dead and also served its copy on the counsel for the appellant but counsel for appellant has not taken any steps in this regard.

Service is complete.

Counsel for appellant has filed statement of case.

CIVIL APPEAL NO. 5682 OF 2009

It is submitted that the sole respondent has been served with the notice at SLP stage by way of dasti service by Ms. A.S. Desai, Advocate for the appellant but no one has filed vakalatnama/appearance on behalf of the respondent so far.

Service is complete.

Counsel for appellant has not filed statement of case.

CIVIL APPEAL NO. 5683 OF 2009

It is submitted that there are two respondents. Respondent No.1 is represented by Mr. A.P. Mayee, Advocate and respondent No. 2 is represented through Mr. Sudhanshu S. Choudhari, Advocate.

Service is complete.

Counsel for both the parties have not filed statement of case.

CIVIL APPEAL NO. 5685 OF 2009

It is submitted that there are three respondents. Respondent No.3 is represented by Mr. Sudhanshu S. Choudhari, Advocate. Respondent Nos. 1 and 2 have been served with notice of lodgment of petition of appeal through the High Court of Bombay, Aurangabad Bench but no one has filed vakalatnama/appearance on the behalf of the respondents so far.

Service is complete.

Counsel for both the parties have not filed statement of case.

...3/-

CIVIL APPEAL NO. 5674 OF 2009

It is submitted that the sole respondent is represented by Ms. Abha R. Sharma, Advocate.

Service is complete.

Counsel for both the parties have not filed statement of case.

CIVIL APPEAL NO. 5675 OF 2009

It is submitted that there are three respondents. Respondent Nos. 1, 2 and 3 are represented through Ms. Sushma Suri, Mr. C.S. Ashri and Mr. H.S. Parihar, Advocates respectively.

Service is complete.

Counsel for both the parties have not filed statement of case.

CIVIL APPEAL NO. 5684 OF 2009

It is submitted that there are four respondents. Respondent No. 1 is represented by Mr. Rameshwar Prasad Goyal, Advocate and service of notice in respect of respondent Nos. 2 to 4 is dispensed with vide this Court's Order dated 09th January, 2009.

Service is complete.

Counsel for both the parties have not filed statement of case.

CIVIL APPEAL NO. 5686 OF 2009

It is submitted that there are three respondents. Respondent No. 3 is represented by Mr. H.S. Parihar, Advocate. Respondent Nos. 1 and 2 are served through High Court but no one has filed vakalatnama/appearance on their behalf so far.

Service is complete.

Counsel for both the parties have not filed statement of case.

The matters above mentioned are listed before the Hon'ble Court with this Office report.

Dated, this the 19th day of January, 2015.

ASSISTANT REGISTRAR

Copy to:

Ms. A.S. Desai, Advocate

Mr. Sudhanshu S. Choudhari, Advocate

Mr. H.S. Parihar, Advocate

Mr. A.P. Mayee, Advocate

Ms. Abha R. Sharma, Advocate

Mr. Rameshwar Prasad Goyal, Advocate

...4/-

Mr. Uday B. Dube, Advocate
Mr. N.R. Rao, Advocate
Mr. Gaurav Agrawal, Advocate
Mr. Nikhil Nayyar, Advocate
Mr. C.S. Ashri, Advocate
Ms. Sushma Suri, Advocate
Mr. Sunil Kumar Verma, Advocate
Mr. Chandana Ramamurthi, Advocate
Mr. Vimal Chandra S. Dave, Advocate

ASSISTANT REGISTRAR

ap