

## M/S. I.O.C Ltd. vs Dhiren Mondal on 14 January, 2020

**Bench: N.V. Ramana, Sanjiv Khanna, Krishna Murari**

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.294/2020  
(@Petition for Special Leave to Appeal (C) No.5195/2018)

M/S. I.O.C LTD. & ANR.

Appellant(s)

VERSUS

DHIREN MONDAL & ORS.

Respondent(s)

WITH

CIVIL APPEAL NO.295/2020  
(@Petition for Special Leave to Appeal (C) No.23506/2018)

HARE KRISHNA SARKAR

Appellant(s)

VERSUS

SRI DHIREN NONDAL AND ORS.

Respondent(s)

O R D E R

Leave granted.

Application seeking deletion of Respondent No.3 from the array of parties is allowed.

Cause title be amended accordingly. Heard the learned Solicitor General appearing for the appellants and the learned Senior counsel/learned counsel appearing for the respondents at length.

During the course of hearing, the parties agreed that the matters can be remanded to the learned Single Judge of the High Court with liberty to raise all the issues, legal or factual, 15:23:50 IST  
Reason:

before the said Judge.

☐☐Accordingly, we set aside the impugned orders passed by the Division Bench as well as the learned Single Judge of the High Court and direct that status quo, as on today, shall be maintained by the parties, pending further orders passed by the learned Single Judge.

Having regard to the facts and circumstances of this case, we request the learned Single Judge of the High Court to pass appropriate order expeditiously and in accordance with law without being influenced by any observation made by the said Court. The Civil Appeals are disposed of in the afore<sup>st</sup>ated terms.

.....J (N.V. RAMANA) .....J (SANJIV KHANNA) .....J  
(KRISHNA MURARI) NEW DELHI;

14<sup>TH</sup> JANUARY, 2020.

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ITEM NO.4

COURT NO.2

SECTION XVI

S U P R E M E C O U R T O F  
RECORD OF PROCEEDINGS

I N D I A

Petition for Special Leave to Appeal (C)

No.5195/2018

(Arising out of impugned final judgment and order dated 05<sup>th</sup> 05<sup>th</sup> 2017 in MAT No. 1446/2014 passed by the High Court at Calcutta) M/S. I.O.C LTD. & ANR. Petitioner(s) VERSUS DHIREN MONDAL & ORS. Respondent(s) (IA No.113331/2019 <sup>DE</sup>LETING THE NAME OF RESPONDENT) WITH SLP(C) No. 23506/2018 (XVI) Date : 14<sup>th</sup> 01<sup>st</sup> 2020 These matters were called on for hearing today. CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA HON'BLE MR. JUSTICE SANJIV KHANNA  
HON'BLE MR. JUSTICE KRISHNA MURARI For Petitioner(s) Mr. Tushar Mehta,  
SG Mrs. Priya Puri, AOR Mr. Yati Sharma, Adv.

Ms. Srishti Sharma, Adv.

Mr.Anand, Adv.

Ms. Rajeshri Nivuratirao Reddy, AOR For Respondent(s) Mr. Tushar Mehta, SG Mrs. Priya Puri, AOR Mr. Yati Sharma, Adv.

Ms. Srishti Sharma, Adv.

Mr. Vinay Navare, Sr. Adv. Mr. Rasomay Mandal, Adv. Mr. Rauf Rahim, AOR Mr. Ali Asghar R., Adv.

Mr. Anand, Adv.

Ms. Rajeshri Nivuratirao Reddy, AOR Mr. A.K. Sinha, Sr. Adv. Mr. Aditya Sharma, Adv. Mr. Anmol Chandan, Adv. <sup>4</sup>Mr. Raj Bahadur Yadav, AOR UPON hearing the

counsel the Court made the following O R D E R Leave granted.

Application seeking deletion of Respondent No.3 from the array of parties is allowed. Cause title be amended accordingly. The Appeals are disposed of in terms of the signed order. Pending application(s), if any, also stand disposed of.

(VISHAL ANAND) (RAJ RANI NEGI) COURT MASTER (SH) ASSISTANT REGISTRAR (Signed Order is placed on the file)