

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(s). 2661/2022

SHOBORI GANGULI

Appellant(s)

VERSUS

AMIT GOEL & ORS.

Respondent(s)

([TO BE TAKEN HIGH UP ON THE BOARD]

IA No. 172582/2023 - APPLICATION FOR TRANSPOSITION
IA No. 81868/2022 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 23477/2022 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT, IA No. 23475/2022 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES, IA No. 23476/2022 - STAY APPLICATION
IA No. 158899/2023 - WITHDRAWAL OF CASE / APPLICATION)

WITH

C.A. No. 2662/2022 (XVII)
(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
27304/2022, FOR AMENDMENT OF APPEAL / PETITION / I.A. ON IA
28241/2022, FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 142419/2022
FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 65621/2023
IA No. 28241/2022 - AMENDMENT OF APPEAL / PETITION / I.A.
IA No. 65621/2023 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 142419/2022 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 27304/2022 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT)

Date : 03-09-2024 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE B.R. GAVAI
HON'BLE MR. JUSTICE K.V. VISWANATHAN

For Appellant(s)

Mr. Gaurav Aggrawal, Sr. Adv.
Mr. Vikas Tomar, Adv.
Ms. Anusha Nagarajan, Adv.
Mrs. Pragya Baghel, AOR
Ms. Aakanksha Bholra, Adv.

Mr. Prashant Bhushan, AOR
Ms. Alice Raj, Adv.

For Respondent(s)

Mr. Aman Lekhi, Sr. Adv.
Mr. Manish Kausik, Adv.
Mr. Mishal Johori, Adv.

Mr. Ajit Johar, Adv.
Mr. Anubhav Gupta, Adv.
Mr. Keshav Kumar, Adv.
Ms. Aparna Kushvana, Adv.
Ms. Aparna Kushwaha, Adv.
Mr. Chirag Sharma, Adv.
Mr. Aryan Pandey, Adv.
Mr. Satya Kam Sharma, AOR

Mr. Dinesh Dwivedi, Sr. Adv.
Mr. Roop Chaudhary, Adv.
Mr. Arun Kumar Nagar, Adv.
Mr. Piyush Aggarwal, Adv.
Ms. Savita, Adv.
Mr. Sudhir Naagar, AOR

Ms. Ranjeeta Rohatgi, AOR
Mr. Vishal Banshal, Adv.

Ms. Sunieta Ojha, AOR

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

C.A. No.2661/2022

1. The parties agree that the matter be referred to mediation. The parties also agree on the name of Ms. Liz Mathew, learned senior counsel, as Mediator.
2. The dispute is therefore referred to mediation before Ms. Liz Mathew, learned Senior Counsel. The parties to appear before the learned Mediator on 07.09.2024, as per her convenience. The learned Mediator will determine her fee, which shall be shared equally by the appellant in C.A. No.2661/2022 and Respondent No.3 on the one part and the Respondent No.1 on the other part.
3. We further find that the interim order passed by this Court on 25.02.2022 would mean that the affairs of the company would be run by the appellant and Respondent No.3.
4. We further clarify that the Resolution Professional (for short, 'RP') would not interfere in the functioning of the company. The appellant and Respondent No.3 shall deposit an amount of Rs.1,56,00,000/- in the Registry of this Court within a period of six weeks from today. On such deposit being made, the same shall be kept in a fixed deposit account, initially for a period of three

months with auto renewal facility.

5. It is further clarified that until further orders are passed by this Court, the parties shall not pursue any other proceedings against each other including criminal proceedings.

6. At this stage, Shri Aman Lekhi, learned senior counsel, has placed on record one E-mail purportedly addressed by the Respondent No.3.

7. When the parties are before this Court for redressal of their grievance, it is expected of them that they should not use other platforms. We, therefore, direct the parties not to precipitate the matter and exercise restraint while using social platforms for ventilating their grievance.

8. List after six weeks.

C.A. No. 2662/2022

List after six weeks.

(NARENDRA PRASAD)
DEPUTY REGISTRAR

(ANJU KAPOOR)
COURT MASTER