

AUGUST 2020. ISSUE 03
21-AUG-2020



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Hon'ble Supreme Court held that the limitation period for application under Sec.7 of the Insolvency and Bankruptcy code is three years as provided by Art.137 of the Limitation Act, which commences from the date of default and is extendable only by application of Sec.5 of Limitation Act if any case condonation of delay is made out. **Babulal Vardharji Gurji V. Veer Gurjar Aluminium Industries Pvt. Ltd. and Another, 2020 SCC OnLine SC 647.**

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Hon'ble Supreme Court says that the general guidelines issued by the High Court cannot override the directions given by this court on the judicial side. **Ankit Maheshwari Alias Chintoo V. State of MP and Ors., SLP (Cri.) No. 11315/2019.**

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Hon'ble Supreme Court held that protection under Sec.53A of the Transfer of property Act, 1882 is available to a person who put in possession pursuant to an agreement of lease in his favour though no lease has been executed and registered. Sec.53A of the Act is available to a person who has agreement of lease in his favour though no lease has been executed and registered. **Union of India and Another V. M/s K.C Sharma & Co and Others, 2020 SCC OnLine SC 644.**

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Hon'ble Supreme Court dismissed a petition which sought transfer of the funds from PM Cares to National Disaster Relief Fund. The court held that there was no need for a fresh national disaster relief plan for COVID-19 and the minimum standards of relief issued under the Disaster Management Act prior to COVID-19 were enough. **Centre For Public Interest Litigation V. Union Of India, Writ Petition (Civil) No.546 of 2020.**

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Culcutta High Court struck down the order passed by the National Company law Tribunal (NCLT) which mandated submission of record of default from information Utility in Sec.7 of Insolvency and Bankruptcy Code (IBC) application both prospectively and retrospectively. **Cygnus Investment And Finance Pvt. Ltd & Anr. V. The Union of India & Ors., W.P No. 5861 (W) of 2020.**

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Delhi High Court held that the termination of probationer during the period of probation does not amount to retrenchment under Sec.2(oo) of the Industrial Dispute Act and therefore, Sec.25F and 25G of Industrial Dispute Act would not be applicable. **Uttar Pradesh Samaj (society) V. Ramesh Kumar Bawalia, W.P.(C) 6562/2010.**

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Culcutta High Court held that while civil courts in India do have the power to grant anti-arbitration injunctions against a foreign-seated arbitration, however, this power is to be used sparingly and with abundant caution. **Balasure Alloys Limited V. Medima LLC, G.A No. 871 of 2020.**

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Kerala High Court expressed its concerns about the police officers conduction press meetings in respect of criminal investigation sensational cases. The Police Officer are not expected to reveal before media the facts ascertained in the course of investigation by questioning material witness or confession made by the accused. **Jitesh V. State of Kerala, CRL.A.No 567 of 2014.**

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Orissa High Court asks the doctors working in the Government or private or other medical set-ups should write the name of prescribed drugs in capital letters to ensure that their prescriptions are legible. **Krishna Pad Mandal V. State of Odissa, BLA PL No. 3541 of 2020.**

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Madurai Bench of Madras High Court says judicial independence is defined as a pre-requisite to the rule of law and a fundamental guarantee of fair proceedings. A Judge shall exercise the judicial function independently on the basis on the Judge assessment of the facts and in accordance with the conscientious, understanding of the law, free of any extraneous influences, inducements, pressure, threats or interference, direct or indirect, from any quarter or for any reason. **Anushal Mishra V. The District Collector and Others, Crl.OP.(MD) Nos. 7655&7656 of 2016.**

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Madras High Court refused to substitute in the birth certificate of a minor girl the name of her adoptive father, who is her biological mother's second husband in place of her deceased biological father's name. The adoption does not server relationship with biological father, even if he renounces right as father. In Re, **Vivekanarendran & N. Srividya, O.P.No. 103of 2020.**

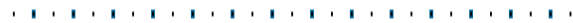
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Madras High Court dismissed a batch of writ petitions filed by Vedanta limited, against closure of its Sterlite Copper Plant in Thoothukudi, Tamilnau and other consequential orders passed by the Tamil Nadu Pollution Control Board. **Vedanta Limited V. State of Tamil Nadu & Others, W.P. No. 5756/2019.**

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Kerala High Court says that it is not necessary for a court to issue a notice to the defacto complainant suo motu or direct the accused to implead the defacto complainant in a bail application except in cases in which the criminal procedure code and other Acts insist so or the bail court feel that thee defacto complainant is also to be heard in the facts and circumstance of the case. **Vishnu Gopalakrishna V. State of Kerala, Case. No Bail Appl. No. 4459 of 2020.**



DISCLAIMER

This write up has been sent to you for information purposes only and is intended merely to highlight recent case laws. The information and/or observations contained in this issue do not constitute legal advice and should not be acted upon in any specific situation without appropriate legal advice. The views expressed in this issue do not necessarily constitute the final opinion of M/s.Wallcliffs Law Firm and should you have any queries in relation to any of the issues set out herein or on other areas of law, please feel free to contact us on mail@wallcliffs.com.

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