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SLP(C)No. 353 OF 2002
ITEM No.28

Court No.11

SECTION IX

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.353/2002

(From the judgement and order dated 28/11/2001 in WP 95/2001
of The HIGH COURT OF BOMBAY)

KAILASH PRASAD MALPANI

Petitioner (s)

VERSUS

MUNICIPAL COROPORATION OF GR.MUMBAI &ORS
(With prayer for interim relief)

Respondent (s)

Date : 21/01/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.C. LAHOTI
HON'BLE MR. JUSTICE BRIJESH KUMAR

For Petitioner (s) Mr. R.F. Nariman, Sr. Adv.
Mr. Sri Kant Shaha, Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Rishi Agarwal, Adv.
Mr. Manu Krishnan, Adv.
Mr. Alok K. Agarwal, Adv.
Mr. Ashwini Kumar, Adv.
for Mr. E.C. Agrawala, Adv.

For Respondent (s)

UPON hearing counsel the Court made the following
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Learned Senior counsel appearing for the petitioner states that the order of the High Court proceeds on a factual misapprehension and that there are circulars of the Municipal Corporation dated 1/6/2001 and 12/9/2001 having a material bearing on the merits of the case, but attention of the High Court could not be invited thereon as those circulars, though in the knowledge of the ..2/-

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respondent-Corporation but were not in the knowledge of the petitioner and therefore, the petitioner would be advised to seek a review from the High Court. We take the statement on record and dismiss this special leave petition as withdrawn.

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Sarita (Radha Rani Bhatia)@@
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Court Master@@
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