

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(s).2801/2005

(From the judgement and order dated 31/01/2005 in WA No. 73/2005 of The HIGH COURT OF MADRAS)

SALAHUDEEN BABU

Petitioner(s)

VERSUS

P.T. PRABHAKAR & ORS.

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned Judgment,exemption from filing O.T. and

prayer for interim relief and office report)(For final disposal)

Date: 30/09/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE R.V. RAVEENDRAN

For Petitioner(s)

Mr.R.F. Nariman, Sr. Adv.

Mr. K.K. Mani,Adv.

Mr. K.B. Sandeep, Adv.

For Respondent(s)

Mr. V. Balachandran,Adv.

Mr. K. Ramamoorthy, Sr.Adv.

Mr. R. Ayyam Perumal ,Adv

Mr. S. Vallinayagam, Adv.

UPON hearing counsel the Court made the following

O R D E R

Having heard the learned counsel for the parties, we are of the opinion that in the fitness of things, the High Court ought not to have directed demolition of the purported unauthorised constructions/deviations as the writ petition filed by the respondent is pending. We would, th

erefore, set

aside that part of the order of the High Court where demolition of p
urported unauthorised

constructions/ deviations have been directed to be made. We would, however, request the High C
ourt to

consider the desirability of disposing of the writ petition at an early date preferably with
in four weeks

from the date of receipt of a copy of this order. Mr. R.F. Nariman, learned senior counsel ass
ures us that

his client shall not take any adjournments. Parties are at liberty to raise all contentions be
fore the High

Court. The special leave petition is disposed of accordingly.

rdwaj) (Meenu Sethi)

(Pushap Lata Bha

r Court Master

Court Maste