

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.3672/2005

(From the judgement and order dated 17/12/2004 in AFO 649/04 in NM No. 1186/04 in LCS 1497/04 of The HIGH COURT OF BOMBAY)

MANJU RAKESH JAIN & ANR.

Petitioner (s)

VERSUS

BRIHANMUMBAI MUNICIPAL CORPN.

Respondent (s)

(With Appln(s). for exemption from filing c/c of the impugned Judgment and with prayer for interim relief)

Date : 28/02/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARIJIT PASAYAT

HON'BLE MR. JUSTICE S.H. KAPADIA

For Petitioner (s)Mr. Ranjeet Kumar, Sr. Adv.
Mr. N.N.Agrawal, Adv.
Mr. Nikhil Nayyar, Adv.
Mr. Anil Biswas, Adv.

For Respondent (s)

UPON hearing counsel the Court made the following

O R D E R

We are not inclined to interfere in the matter. However, learned counsel for the petitioners states that the demolition shall be carried out voluntarily by them, but at least three weeks' time may be granted for removal of the articles of the petitioners stored in the portion to be demolished. If such a prayer is made before the concerned authority, we are sure that they shall consider this prayer sympathetically. The demolition as undertaken shall be carried out in the presence of authorised officer of the Municipal Corporation.

The special leave petition is disposed of accordingly.

(Shashi Sareen) (Vijay Aggarwal)
Court Master Court Master