

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). 1510 OF 2007

MAKER CHAMBER PRE.CO-OP. STY.LTD.

Appellant (s)

VERSUS

MUNICIPAL CORPN. OF BRIHANMUMBAI & ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T. and with office report))

Date: 10/03/2011 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

For Appellant(s) Mr. Gaurav Goel, Adv. for
Mr. E.C. Agrawala, Adv.

For Respondent(s) Mr. Atul Y. Chitale, Sr. Adv.
Mrs. Suchitra Atul Chitale, Adv.
Ms. Sunaina Dutta, Adv.
Ms. Nishtha Kumar, Adv.

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

The Appeal is disposed of.

(Rajesh Dham)
Court Master

(Indu Satija)
Court Master

(signed order is placed on the file)
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

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O R D E R

This Appeal has been filed against the impugned judgment of the High court of Judicature at Bombay dated 29.06.2006 passed in Writ Petition No. 545 of 2004.

In the impugned judgment the learned single Judge of the High Court has relied upon an earlier judgment of the

Division Bench of the High Court dated 27.03.2006, and dismissed the Writ Petition filed by the appellant herein.

We are informed that the aforementioned judgment of the Division Bench of the High Court dated 27.03.2006 was impugned in Civil Appeal No. 4120 of 2006 filed in this Court and by Order dated March 08, 2011 the judgment of the Division Bench of the High Court dated 27.03.2006 has been set aside and the matter has been remanded to the High Court with a request to decide the case expeditiously in accordance with law, preferably within six months from the date of production/receipt of a copy of the Order dated March 08, 2011.

:1:

Accordingly, we also remand this matter to the High Court. The Order dated March 08, 2011 passed by this Court in Civil Appeal No. 4120 of 2006 will also govern this Appeal.

We direct that the instant matter be tagged with matters already remanded to the High Court vide Order dated March 08, 2011 passed by this Court.

The Appeal is disposed of. No costs.

.....J.
(MARKANDEY KATJU)

.....J.
(GYAN SUDHA MISRA)

NEW DELHI;
MARCH 10, 2011.

:2: