ÔITEM NO.5 COURT NO.6 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(s).6586-6587/2005

(From the judgement and order dated 24/08/2004 in Civil Application No. 6633 of 2004 in LPA No. 1635 of 2004 and order dated 27/08/2004 in Civil Application No. 6858 of 2004 in LPA No. 1665 of 2004 passed by The HIGH COURT OF GUJARAT AT AHMEDABAD)

VALIMOHMAD PIRMOHD SHAIKH Petitioner(s)

VERSUS

STATE OF GUJARAT & ORS. Respondent(s)

(With appln(s) for stay and urging addl. grounds and with prayer for interim relief and office report)

WITH

SLP(C) NO. 6668-6669 of 2005
(With appln.(s) for urging addl. grounds and with prayer for interim relief and office report)

SLP(C) NO. 6754-6755 of 2005
(With appln.(s) for urging addl. grounds and substitution and with prayer for interim relief)

SLP(C) NO. 7424-7425 of 2005
(With prayer for interim relief and office report)

SLP(C) NO. 7613-7614 of 2005
(With prayer for interim relief and office report)
[I.A. Nos. 5-6 is "for staying further proceedings in LPA before Gujarat High Court" for directions]

Date: 21/01/2011 These Petitions were called on for hearing today.

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

For Petitioner(s) Mr. C.A. Sundaram, Sr. Adv.
Mr. Shirish H. Sanjanwala, Sr. Adv.
Mr. Shamik Sanjanwala, Adv.
Ms. Sumita Hazarika,Adv.

For Respondent(s) Ms. Madhvi Divan, Adv.
Ms. Jesal, Adv. for
Ms. Hemantika Wahi,Adv.

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

These special leave petitions have been filed against interim orders of the High Court. This Court under Article 136 of the Constitution of India does not normally interfere with interim orders.

The learned counsel for the petitioners has stated that the Division Bench of the High Court has granted stay of the

order of the learned single Judge. If that is so, the remedy for the petitioners is to approach the Division Bench of the High Court by means of a suitable application and, if they do so, the same will be heard and decided on its own merits after hearing the parties concerned, expeditiously.

Application for substitution is allowed.

With these observations, the special leave petitions are dismissed.

(Rajesh Dham)
Court Master

(Indu Satija)
Court Master