

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.5687/2000
(From the judgement and order dated 07/02/2000 in WP 6767/99
of The HIGH COURT OF BOMBAY)

CITY & INDL.DEV.CORP.OF MAHARASHTRA LTD

Petitioner (s)

VERSUS

FEDERAL BANK LTD. & ORS.

Respondent (s)

(With prayer for interim relief)
With

SLP(C)No.17378-17379/2000
(City Indust.Dev.Corp., Maharashtra & Ors. vs. M/s. Kaybee Realty
Pvt. Ltd. & Ors.)(with office report)

Date : 24/11/2000 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. KIRPAL
HON'BLE MRS. JUSTICE RUMA PAL

For Petitioner (s) Mr. T R Andhyarujina, Sr. Adv.
Mr. A.S. Bhasme and Mr. Manoj Kr. Mishra,Advs.

For Respondent (s)
in SLP 5687/00 Mr. S Ganesh, Adv.
Mr. Satyajeet Ghone, Mr. R N Karanjawala,
Ms. Ruby Singh Ahula and Mrs. Manik
Karanjawala,Advs.

in SLPs17378-79/00 Mr. P Chidambaram, Sr. Adv.
Ms. B Vijayalakshmi Menon and Ms. Ekta Kapil,
Advs.

Ms. Kavita Wadia, Adv. for
Mr. Maninder Singh, Adv.

for State of Maharashtra Mr. S S Shinde, Adv.
Mr. S V Deshpande, Adv.

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

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Special leave granted.

The appeals are allowed in terms of the signed order.

(D.P. Walia)
Court Master

(S.L. Goyal)
Court Master

(Signed Order is placed on the file)

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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. OF 2000@@
CC
[arising out of S.L.P.(C) No. 5687/2000]

City and Industrial Development Corporation of Maharashtra Ltd. ..Appellant(s)

vs.

Federal Bank Ltd. & Ors. ..Respondent(s)

with@@
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CIVIL APPEAL NOS. OF 2000@@
CC
[arising out of S.L.P.(C) Nos.17378-79/2000]

City and Industrial Development Corporation of Maharashtra Ltd. & Ors. ..Appellant(s)

vs.

M/s. Kaybee Realty Pvt. Ltd. & Ors. ..Respondent(s)

O R D E R@@
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Special leave granted.

After hearing the learned counsel for the parties, we are of the opinion that the High Court ought not to have directed the return of money by the appellants which was the only prayer in the writ petitions. In this way, at the interlocutory stage, the writ petitions themselves were allowed.

We, accordingly, allow these appeals and set aside the orders of the High Court but request the High Court to dispose of the writ petitions pending before it as expeditiously as ...2/-

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possible preferably within a period of four months. It will be open to the parties to raise such contentions before the High Court as may be available to them.

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.....J.
(B.N. KIRPAL)

.....J.

(RUMA PAL)

New Delhi;
November 24, 2000.

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