

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.6613/2001

(From the judgement and order dated 09/11/2000 in CRA 41/89  
of The HIGH COURT OF BOMBAY)

NARESH CHINTAMAN ATHAVALE Petitioner (s)

VERSUS

RAMESH J. DOSHI Respondent (s)

(With appln.(s) for urging addl. ground)  
(With prayer for interim relief)

Date : 01/10/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.P. BHARUCHA  
HON'BLE MR. JUSTICE Y.K. SABHARWAL  
HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

For Petitioner (s) Mr. V.N. Ganpule, Sr. Adv.  
Mr. Ashok Kumar Singh, Adv.

For Respondent (s) Dr. Rajeev B. Masodkar, Adv.  
Mr. Anil Kumar Jha, Adv.

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

.....L.....I..T.....T.....T.....T.....T.....T.....T.....T.....J  
Application for urging additional grounds is allowed.

Leave granted.

The civil appeal is ordered in terms of the signed  
order.

No order as to costs.

(T.I. Rajput)  
Court Master

(Shelly Sengupta)  
Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

Civil Appeal No. 6953 of 2001@@  
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(Arising out of S.L.P. (C) No.6613 of 2001)

Naresh Chintaman Athavale ...Appellant (s)

Versus~

Ramesh J. Doshi ....Respondent (s)

O R D E R@@  
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....L.....I.....T.....T.....T.....T.....T.....T.....T.....J

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Leave granted.

In the order under challenge, the learned Single Judge has proceeded upon the basis that an order passed by the High Court on 21st November, 1988 was upheld by this court. It appears to us that this is not quite correct. It, therefore, becomes necessary to set aside the order under challenge and restore the civil revision application (No.41 of 1989) to the file of the High Court to be heard and disposed of on merits. This shall be done expeditiously.

We express no opinion on the merits of the case on either side.

Order on the appeal accordingly.

No order as to costs.

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.....J.  
(S.P. Bharucha)@@  
AAAAAAAAAAAAAAAA

.....J.  
(Y.K. Sabharwal)@@  
AAAAAAAAAAAAAAAA

.....J.  
(K.G. Balakrishnan)@@  
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New Delhi,  
October 01, 2001.