

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Part-heard:

Petition(s) for Special Leave to Appeal (Civil) No(s).5913/2007

(From the judgement and order dated 26/01/2000 in EA No.
488/2004 & AN No. 546/2006 & CS No. 1229/2005 of The HIGH COURT
OF BOMBAY)

MAHINDRA JAYANTILAL VORA & ORS.

Petitioner(s)

VERSUS

M/S. RENUKA BUILDERS & DEVELOPERS & ORS.

Respondent(s)

(With appln(s) for permission to file additional documents and
prayer for interim relief and office report)

Date: 17/08/2009

This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN

HON'BLE MR. JUSTICE H.L. DATTU

For Petitioner(s)

Mr.Ranjeet Kumar, Sr.Adv.

Ms. Rashmi Singh, Adv.

Mr. Avnish, Adv.

Mr. T. Mahipal,Adv.

For Respondent(s)

Mr. Shyam Diwan, Sr. Adv.

Mr. Ravi Gandhi, Adv.

Mr. Pratap Venugopal, Adv.

Ms.Deepti, Adv.for

for M/S. K.J. John & Co.,Adv.

Mr. Sanjay Kharde, Adv.

Ms. Asha Gopalan Nair ,Adv

Ms. Surekha Raman ,Adv

UPON hearing counsel the Court made the following

O R D E R

Having heard learned counsel for the parties

for some time, we are of the view that since,
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admittedly, the execution application is still pending

adjudication, it is not a fit case for interference

in exercise of our jurisdiction under Article 136 of

the Constitution. Accordingly, the special leave

petition is dismissed. However, we clarify that the

dismissal of this special leave petition shall not be

construed as an expression of any opinion on the

merits of the order passed by the learned Chamber
Judge, dated 5th June, 2006, and the execution
application shall be considered on its own merits
uninfluenced by any observations in the said order or
in the order impugned in this petition.

[Usha Bhardwaj]
Court Master

[Pushap Lata Bhardwaj]
Court Master