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SLP(C)No. 5586 OF 2004  
ITEM No.16

Court No. 7

SECTION IX

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No.5586/2004  
(From the judgement and order dated 04/03/2004 in AO 1016/03  
of The HIGH COURT OF BOMBAY)

M/S. SUMER CORPORATION

Petitioner (s)

VERSUS

PRAMILA NAVINCHANDRA SOMAIYA & ORS.

Respondent (s)

(With prayer for interim relief)  
( With Appln(s). for exemption from filing c/c of the impugned Judgment  
and  
IA.No.2 appln.for permission to submit additional document(s) )

Date : 02/04/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE RUMA PAL  
HON'BLE MR. JUSTICE P.VENKATARAMA REDDI

For Petitioner (s) Mr.RF Nariman,Sr.Adv.  
Mr.Pratap Venugopal,Adv.  
Mr.P.K. Sandhani,Adv.  
Mr.V.Marchant,Adv.  
Mr.P.S.Sudhir,Adv.for  
M/s. K.J. John & Co.

For Respondent (s)

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

We see no reason to interfere with the decision of the High Court. The special leave pe  
tition is dismissed. Clearly the High Court has presumed that the respondent is in possession  
. If the respondent is not in possession the order will not operate.

(USHA BHARDWAJ)  
P.S. TO REGISTRAR

(MADHU SAXENA)  
COURT MASTER