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SLP(C)No. 7178-7179 OF 2004
ITEM No.31

Court No.11

SECTION XII

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.7178-7179/2004

(From the judgement and order dated 19/02/2004 in WAMP 2374/0 in WA 1723/03 and WAMP 2375/2003 in WA 1724/2003 of The HIGH COURT OF MADRAS)

M/S. COIMBATORE SUBURBAN CARRIES (P) LTD

Petitioner (s)

VERSUS

STATE OF TAMIL NADU & ANR.

Respondent (s)

(With prayer for interim relief)

Date : 19/04/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE BRIJESH KUMAR
HON'BLE MR. JUSTICE ARUN KUMAR

For Petitioner (s)

Mr. K.K. Mani,Adv.

For Respondent (s)

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

The learned counsel for the petitioner submits that his application for interim relief has not been considered on merits by the Division Bench of the High Court by reason of the fact that at the Court thought that the appeal itself may be finally heard for which purpose 23.2.2004 was fixed but the matter has never come up for hearing so far. The appeals are still pending.
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We are not inclined to interfere in the matter or to pass any order of interim relief. However, we find that in the facts and circumstances indicated above the petitioner is entitled for consideration of his application for interim relief on merits. We, therefore, finally dispose of this petition providing that the High Court shall consider the application for interim relief moved by the petitioner before the High Court on merits.

The special leave petition finally stands disposed of.

(Sarojbala)
PA to Addl.Registrar

(S.Malkani)
Asstt.Registrar