

ITEM NO.205

COURT NO.5

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 (C) No(s). 9461/2012

(Arising out of impugned final judgment and order dated 28/11/2011
in FA No. 311/2010 passed by the High Court Of Bombay)

VIDYADHAR PURUSHOTTAM SHINTRE

Petitioner(s)

VERSUS

STATE BANK OF HYDERABAD

Respondent(s)

(With interim relief and office report)
(For final disposal)

Date : 22/08/2014 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA
HON'BLE MR. JUSTICE PRAFULLA CHANDRA PANT

For Petitioner(s)

Mr. Chimoy Khaladkar, Adv.
Mr. Vimal Chandra S. Dave ,Adv.

For Respondent(s)

Mr. A. V. Rangam ,Adv.
Mr. Buddy A. Ranganadhan, Adv.

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

Leave granted.

The appeal is allowed in terms of the signed order.

(Neeta)
Sr. P.A.

(Signed order is placed on the file)

(Usha Sharma)
COURT MASTER

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 8310 OF 2014
(Arising out of SLP(C) No. 9461 of 2012)

VIDYADHAR PURUSHOTTAM SHINTRE

Petitioner(s)

VERSUS

STATE BANK OF HYDERABAD

Respondent(s)

O R D E R

Leave granted.

This appeal has been preferred by plaintiff-appellant against the judgment and order dated 28th November, 2011 passed by High Court of Judicature at Bombay in First Appeal No. 311 of 2010. By the impugned judgment, the High Court partly allowed the appeal and dismissed the suit filed by the plaintiff-appellant.

Learned counsel appearing for the appellant submits that during the pendency of the appeal the decretal amount originally passed by the trial court has been paid, this is not disputed by the learned counsel for the defendant-respondent.

In view of the development as noticed above, we set aside the order dated 28th November, 2011 passed by High Court of Judicature at Bombay in First Appeal No. 311 of 2010 and allow the appeal.

.....J.
(SUDHANSU JYOTI MUKHOPADHAYA)

.....J.
(PRAFULLA CHANDRA PANT)

NEW DELHI;
AUGUST 22, 2014