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SLP(C)No. 11380 OF 2003
ITEM No.61

Court No. 3

SECTION IX

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.11380/2003

(From the judgement and order dated 17/10/2002 in FA 1935/02
of The HIGH COURT OF GUJARAT AT AHMEDABAD)

UDAY CONSTRUCUTION CO.

Petitioner (s)

VERSUS

SIDDHPUR MUNICIPALITY

Respondent (s)

(With Appln(s). for exemption from filing O.T.)

Date: 18/08/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.B. SHAH
HON'BLE DR. JUSTICE AR. LAKSHMANAN

For Petitioner (s)

Mr. K.L. Janjani,Adv.

Mr.Pankaj Kumar Singh,Adv.

For Respondent (s)

UPON hearing counsel the Court made the following

O R D E R

Heard the learned counsel for the petitioner.

In our view, impugned judgment and decree passed by High Court modifying the rate of interest does not call for interference because as stated by the learned counsel for the petitioner the suit was for recovering damages. In this view of the matter, normal interest ought to have been awarded from the date of decree. Hence, this petition is rejected.

(Vijay Kumar Sharma) (Janki Bhatia)
AR cum PS to Hon.JudgeCourt Master