

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).8493/2004  
(From the judgement and order dated 17/03/2004 in CRA No. 490/2003  
of The HIGH COURT OF BOMBAY)

CHAIRMAN, YERAWADA GADI WADAR M.S.S.LTD.

Petitioner(s)

VERSUS

M/S. NIKHIL BUILDERS &amp; ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T., permission to submit additional  
document(s) and prayer for interim relief )  
(For final disposal)

Date: 14/09/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE H.S. BEDI

For Petitioner(s)

Mr. P.S. Patwalia, Sr.Adv.  
Mr. Gourab Banerjee, Sr.Adv.  
Mr. Ankur Chawla, Adv.  
Mr. Ashok Jha, Adv.  
Ms Meenakshi Chatterjee, Adv.  
Ms. Ruby Singh Ahuja, Adv.  
Mrs. Manik Karanjawala, Adv.

For Respondent(s)

Mr. C.G. Solshe, Adv.  
Mr. C.D. Konale, Adv.  
Mr. Vinesh C. Solshe, Adv.

UPON hearing counsel the Court made the following  
ORDER

As the order impugned is an interim one and as the contentions  
raised before us can be raised at trial of the suit, we are of the opinion it is not a fit  
case where we should exercise our discretionary jurisdiction under Article 136 of  
the Constitution of India. The special leave petition is dismissed. However, we  
would request the trial Judge to consider the desirability of disposing of the suit as  
expeditiously as possible.

[ Meenu Sethi ]  
Court Master

[ Pushap Lata Bhardwaj ]  
Court Master