

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(s).7446/2006

(From the judgement and order dated 10/04/2006 in AN No. 167/2006 in NM No.3950/2005 in SN

No.3376/2005 of The HIGH COURT OF BOMBAY)

SAHARA INDIA COMMERCIAL CORPN. LTD.

Petitioner(s)

VERSUS

M/S. B. JEEJEEBHOY VAKHARIA & ASSOC.&ORS

Respondent(s)

(With appln(s) for exemption from filing ordinary copy as well as certified copy of impugned order and

urging addl. grounds and permission to file additional documents and office report)

Date: 04/05/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN

HON'BLE DR. JUSTICE AR. LAKSHMANAN

For Petitioner(s)

Mr. Ashok H. Desai, Sr.Adv.

Mr. Nitin Thaker, Sr. Adv.

Mr. E.C. Agrawala,Adv.

Mr. Mahesh Agarwal, Adv.

Mr. Rishi Agrawal, Adv.

Mr. Markand Gandhi, Adv.

Ms. Pallavi Sharma, Adv.

For Respondent(s)

Mr. Mukul Rohatgi, Sr. Adv.

No.1
Mr. Pravin Samdhani, Sr.Adv.
Mr. Dhimant Thakker, Adv.
Ms. Ruby Singh Ahuja, Adv.
Ms. Pragya Baghal, Adv.
Mrs Manik Karanjawala,Adv.

For RR No.4
Mr. Pravin Samdhani, Sr. Adv.
Mr. Siddhartha Chowdhary, Adv.
Mr. Kishore Jain, Adv.

For RR Nos. 7 & 11
Mr. Kishore Jain, Adv.
Mr. B.V. Desai, Adv.
Mr. Rahul Gupta, Adv.
Ms. Nupur Kanungo, Adv.

UPON hearing counsel the Court made the following

O R D E R

by the Counsel for the parties agree that the impugned order passed
Division Bench of the High Court may be set aside and that of the
Single Judge
dated 2nd February, 2006 may remain in operation till the Notice of Motion No. 3950
of 2005 in Suit No. 3376 of 2005 is disposed of on merits.

Bench is In view of this, the impugned order passed by the Division
set
aside and that of the Single Judge dated 2nd February, 2006 is restored till disposal
of the Notice of Motion No. 3950 of 2005 in Suit No. 3376 of 2005 . We would

request the learned Single Judge, before whom the matter is listed, to
dispose of

Notice of Motion No. 3950 of 2005 in the Suit within three months from today, if

possible, without being influenced by any of the observations made by the Division

Bench in the impugned order or by this Court in the interim order dated 17th April,

2006.

The Special Leave Petition is disposed of accordingly.

(Parveen Kr. Chawla)

Court Master

(Khushi Ram)

Court Master