

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 for Special Leave to Appeal (C) No. 8853/2016  
(Arising out of impugned final judgment and order dated 29/02/2016  
in WP No. 2084/2016 passed by the High Court of Judicature at  
Bombay)

RAMESHCHANDRA GOVIND GAVANKAR THR.  
GUARDIAN KEDAR RAMESHCHANDRA GAVANKAR

Petitioner(s)

VERSUS

HEMCHAND R. SHAH Respondent(s)  
(With application for exemption from filing certified copy of the  
impugned judgment and prayer for interim relief)

Date : 11/04/2016 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA  
HON'BLE MR. JUSTICE S.A. BOBDE

For Petitioner(s) Mr. Vinay Navare, Adv.  
Ms. Abha R. Sharma, A.O.R.

For Respondent(s)

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

We are not inclined to entertain this Special Leave Petition against the impugned order by which the High Court reversed the order of the trial Court rejecting the application for amendment on the ground that it was hyper technical. We only state that any observations relating to the petitioner's right to seek leave to defend made in the impugned order shall not stand in the way of the trial Court in dealing with any such application that may be filed on its own merits and in accordance with law.

The Special Leave Petition is dismissed on the above terms.

[KALYANI GUPTA]  
COURT MASTER

[SHARDA KAPOOR]  
COURT MASTER