

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).12722/2008

(From the judgement and order dated 10/03/2008 in AN No. 249/2007 & SN No. 950/2006 & NOM No. 1077/2006 & NOM No. 3600/2007 of The HIGH COURT OF BOMBAY)

HANSRAJ PRAGJI WAREHOUSING P.LTD. Petitioner(s)

VERSUS

BOMBAY CYCLE & MOTOR AGENCY LTD. Respondent(s)

(With prayer for interim relief)

Date: 16/05/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE ARIJIT PASAYAT

HON'BLE MR. JUSTICE P. SATHASIVAM

For Petitioner(s) Mr. Harish N.Salve, Sr. Adv.
Mr. Hemant Sharma, Adv.
Mr. Ajay Kumar, Adv.
Ms. Richa Srivastava, Adv.
Ms. Indu Sharma, Adv.For Respondent(s) Mr. C.A.Sundram, Sr. Adv.
Ms. Rohini Musa, Adv.
Mr. Abhishek Gupta, Adv.
Mr. Zafar, adv.
Mr. Jatin Javeri, Adv.UPON hearing counsel the Court made the following
ORDER

Heard learned counsel for the parties.

It is made clear that the order of the High Court in

respect of the Prayers at Clause (b) and © relate to the terrace and the landlord's power of inspection

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respectively and nothing beyond that. So far as the prayer made by learned counsel for the petitioner as regards alienation, we find that no order has yet been passed by the High Court in the proceedings before it. Therefore we express no opinion in that regard. It goes without saying that the arrangement is without prejudice to the claims involved in the matter pending before the High Court.

The SLP is disposed of accordingly.

(Shashi Sareen)
Court Master

(Vijay Aggarwal)
Court Master