

SUPR EME COUR T OF I ND I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).21686/2006

(From the judgement and order dated 01/03/2006 in CWP No. 429/2006  
of The HIGH COURT OF BOMBAY)

MAHESH RATILAL SHAH Petitioner(s)

VERSUS

UNION OF INDIA & ORS Respondent(s)

(With appln(s) for directions and office report )

Date: 10/09/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR

HON'BLE MR. JUSTICE CYRIAC JOSEPH

For Petitioner(s) Mr.N.K. Verma,Adv.  
Mr. Mushtaq Ahmad, Adv.

For Respondent(s) Mr. Pratap Venugopal, Adv.  
Ms. Surekha Raman, Adv.  
Ms. Angely Anto, Adv.  
for M/S. K.J. John & Co., Adv.

R2 Mr.G.E.Vahanvati (AG,  
Ms. Suruchii Aggarwal ,Adv  
SEBI Ms. Payal Jain, Adv.

UPON hearing counsel the Court made the following  
ORDER

When the matter was called on for hearing, a prayer was made on  
behalf of the petitioner to pass over the matter despite the fact that the  
matter is appearing at Item No. 3 in the cause list. We were, therefore,  
not inclined to accede to the prayer made on behalf of the petitioner  
and requested counsel to

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proceed with the matter. Unfortunately, since the petitioner's counsel  
was unable to do so, we called upon the respondents to make their  
submissions. Consequently, we have heard the learned Attorney  
General appearing for the respondent No.2.

During the course of the hearing, a question has arisen with

regard to Ground 'C' of the Writ Petition regarding publication of the Rules and Bye Laws of the Bombay Stock Exchange as required under Section 9(4) of the Securities Contract (Regulation) Act, 1956. Let this matter be adjourned for a period of four weeks, to enable the respondent No.3 - Bombay Stock Exchange to file a comprehensive affidavit and in particular with regard to this aspect of the matter. Such affidavit is to be filed within two weeks. Re-joinder affidavit, if any, may be filed within two weeks thereafter. Let this matter be listed as a continuing part-heard on 7.10.2009 at the top of the list.

(Kusum Syal)  
Sr.P.A

(Juginder Kaur)  
Court Master