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C.A.No. 5790 OF 1998  
L.....T.....T.....T.....T.....T.....T.....T.....T.....T.....R  
ITEM NO.1A (JUDGMENT) COURT NO.08 SECTION IX

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

CIVIL APPEAL NO.5790 OF 1998@@  
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NARENDRA K. KOCHAR ... APPELLANT(S)

VERSUS

SIND MAHARASHTRA COOP. Housing Society Ltd. ... RESPONDENT(S)  
& ORS.

(HEARD BY HON'BLE LAHOTI AND AGRAWAL, JJ.)

Date: 09.07.2002. This/These matter(s) were called on for  
pronouncement of judgment today.

CORAM:

HON'BLE MR. JUSTICE U.C. BANERJEE  
HON'BLE MR. JUSTICE B.N. AGRAWAL

For the Appellant(s) Mr. Rakesh K. Sharma, Adv.

For the Respondent(s) Mr. Bhargava V. Desai, Adv.

Mr. R.N. Keshwani, Adv.

UPON perusing the Court made the following  
J U D G M E N T

.....L.....I.....T.....T.....T.....T.....T.....T.....T.....J  
.SP2

Hon'ble Mr. Justice B.N. Agrawal pronounced the  
judgment of this Court.

The appeal is allowed, impugned orders are quashed  
and petition under Section 91 of the Societies Act filed by  
the Society is dismissed as not maintainable. In the facts  
and circumstances of the case, parties shall bear their own  
costs.

.SP1

(K.K. Chawla)  
Court Master

(Shelly Sengupta)  
Court Master

[Reportable signed judgment is placed on the file]