

She may do so within a week.

Mr. Tankha, learned senior counsel also submitted that the remarks made against the counsel who had appeared before Division Bench of the High Court were uncalled for and were not required to be made for disposal of the matter. Other counsel appearing for respondents have no serious objection, if these remarks are expunged.

After having heard learned counsel for the parties, we are of the considered opinion that the following remarks appearing in para 17 of the impugned judgment ... "The counsel appearing for plaintiff-appellant company have not agreed to our request, and appear to have the interest of their client above their duties towards the Courts. They have not acted as officers of the Court, and still believe that they have not done anything wrong" (underlined by us for clarity)... deserve to be deleted. These remarks were not at all required for the just and proper decision on
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the question projected in the appeal. The same were not even germane to the facts of the case. These remarks stand hereby expunged.

During the course of hearing, we are informed that pursuant to the Court's Order letters have been issued to the erstwhile hawkers. They may, if so desire, approach the newly appointed agent. In that case, Mr. Vivek K. Tankha, learned senior counsel submits that the petitioner would not cause any hindrance in their way.

List after three weeks.

(G. SUDHAKARA RAO)
COURT MASTER

(S.S.R. KRISHNA)
COURT MASTER