

ITEM NO.24

COURT NO.11

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

Petition(s) for Special Leave to Appeal (Civil) No(s).17869/2010

(From the judgement and order dated 29/04/2010 in
of The HIGH COURT OF BOMBAY)

PIL No. 138/2009

GOLDIE PURSHOTTAM SUD

Petitioner(s)

VERSUS

CHIEF SEC.FOR UNION OF INDIA & ORS.

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned
Judgment and with prayer for interim relief)

Date: 19/07/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr.Raju Ramachandran, Sr.Adv.
Mr.Vivek Sharma, Adv.
Mr. R.C. Gubrele,Adv.
Mr.Satbir Pillania, Adv.
Mr.Suresh Kumar Sharma, Adv.

For Respondent(s)

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

Heard learned senior counsel for the petitioner and perused
the record.

The writ petition filed by the petitioner for issue of a
mandamus to respondent Nos.1 to 3 to transfer respondent Nos.4 to
7, who are senior officers of Mumbai Police out of the city of
Mumbai and to restrain them from continuing on their respective
posts was dismissed by the High Court with cost of Rs.5 lacs
because the Court felt that the writ petition was nothing but an

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abuse of the process of the Court.

Learned senior counsel made efforts to convince us that the
cost imposed by the Division Bench of the High Court is on higher
side but we have not felt impressed. In a sensitive matter like
terror attack on the city of Mumbai, the petitioner who claims to
be a businessman, had no locus to seek intervention of the Court
for ordering respondent Nos.1 to 3 to transfer senior police

officers. The writ petition was wholly misconceived and was rightly dismissed by the High Court with exemplary cost of Rs.5 lacs.

The special leave petition is accordingly dismissed.

(Satish K. Yadav)
Court Master

(Phoolan Wati Arora)
Court Master