ITEM NO.2 COURT NO.3 SECTION IX

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).17108/2009

(From the judgement and order dated 29/04/2009 in AN No. 136/2009 & SN No. 2551/2006 of The HIGH COURT OF BOMBAY)

MATOSHREE SHELTERS PVT LTD. & ANR Petitioner(s)

VERSUS

WIMCO LTD Respondent(s)

(With prayer for interim relief)
(For final disposal)

Date: 06/10/2010 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s) Mr. Shyam Diwan, Sr.Adv.
Mr. Raju Shah,Adv.
Mr. Jatin Zaveri,Adv.

For Respondent(s) Mr. Ravinder Narain,Adv.
Mr. Kevic Setalwad,Adv.
Mr. Nimish Kothari,Adv.
Mr. Ajay Aggarwal,Adv.
Ms. Kanika Gomber,Adv.
Ms. Rajeshwari Shukla,Adv.
Mr. Amit Agarwal,Adv.
Mr. Rajan Narain,Adv.

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

Learned counsel for the respondent-plaintiff on instructions submitted that the respondent (plaintiff) seeks to delete prayer

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(e) in suit No.2551/2006 on the file of Bombay High Court. In that behalf he also filed an affidavit of respondent. The said affidavit is taken on record and respondent-plaintiff is permitted to delete prayer (e) from the prayer column of the said suit.

The matter is heard on the basis that plaint now consists of only prayers (a) to (d) and (f) [prayers (g) to (j) being prayers for interim relief]. The respondent shall accordingly amend the plaint which is before the High Court.

In view of deletion of prayer (e) from the plaint by the respondent, the Special Leave Petition is dismissed.

(O.P. Sharma)
Court Master

(M.S. Negi)
Court Master