

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

IA No 13-15 In Civil Appeal No.7232-7234/2001

MADHUKAR NAMDEO RAUT & ORS.

Appellant (s)

VERSUS

PUNE MUNICIPAL CORPORATION & ORS.

Respondent (s)

( With Appln(s). for recalling the order dt.16.10.2001)  
WITH SLP(C)...CC 4192/2002,C.P.(C)459/2002 In SLP(C).../2002  
C.P.(C)469-471/2002 IN C.A.7232-7234/2001

Date : 13/01/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.G. BALAKRISHNAN  
HON'BLE MR. JUSTICE ARUN KUMAR

For Appellant (s)

Mr. H.N.Salve,Sr.Adv.  
Mr. C.A.Sundram,Sr.Adv.  
M/s. Gopal Jain,Amit Mahajan,Ankur Chawla  
Hrishikesh Baruah,Ashish Jha,S.Patnaik and  
Mrs Manik Karanjawala,Advs.

Mr. R.F.Nariman,Sr.Adv.  
Mr. V.A. Bobde,Sr.Adv.  
M/s.S.Y.Chitale,J.N.Chandra and A.P.Medh,Advs

For Respondent (s)

Mr. Mukul Rohtagi,ASG  
M/s.M.D.Adkar,S.D.Singh and Vishwajit Singh,Advs

M/s.M.Pitale & S.S.Shinde,Advs.for  
Mr. V.N.Raghupathy,Adv.  
Mr. S.R. Grover,Adv.  
Mr. S.V. Deshpande,Adv.

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

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

The SLP is dismissed as infructuous and all the  
matters are disposed of in terms of the signed order.

.SP1

(Y.P.Dhamija)  
Court Master

(K.K. Chadha)  
Court Master

Signed order is placed on the file.

.PA  
L.....T.....T.....T.....T.....T.....T.....T.....T.....T.....R  
.PL56

CIVIL APPELLATE JURISDICTION

I.A.13-15 IN C.A. 7232-7234/2001@@  
EE

Madhukar Namdeo Raut & Ors. ....Appellant(s)

Vs.

Pune Municipal Corporation & Ors. ....Respondent(s)

WITH SLP(C)...CC 4192/2002  
WITH CONMT.PET.(C)459/2002 IN SLP(C).../2002  
WITH CONMT.PET.(C)469-471/2002 In C.A.7232-34/2001

O R D E R

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.SP2

We heard the learned counsel for the petitioners and also the learned counsel for the respondents. The learned counsel for the petitioners submits that main SLP has become infructuous. It is stated that the SLP was filed against an interim order passed by the High Court of Bombay and that interim order has now been vacated by the High Court. In view of that submission, the SLP is dismissed as infructuous. The connected petitions are also disposed of.

The learned counsel for the respondents submitted that the Writ Petition pending before the High Court requires urgent consideration as otherwise the respondents herein would be seriously prejudiced. The petitioner and the respondents in the Writ Petition pending before the High Court of Bombay are at liberty to mention for early hearing of the case. The early hearing of the matter be favourably considered by the High Court.

It is submitted that the certain observations have been made by this Court in the order dated 16.10.2001 and these observations may not prejudicially affect the rights of the parties when ultimately the Writ Petition is considered. We make it clear that the High Court shall dispose of the Writ Petition untrammelled by the observations, if any, made by this Court in its order dated 16.10.2001. The High Court is requested to consider disposal of the Writ Petition at the earliest. Needless to add all the parties are at liberty to urge all the points before the High Court.

All I.As. and Contempt Petitions are disposed of.

.SP1

.....J.  
(K.G.BALAKRISHNAN)@@  
AAAAAAAAAAAAAAAAAAAA

NEW DELHI,  
January 13, 2002

.....J.  
( ARUN KUMAR )