

IN THE SUPREME COURT OF INDIA@@
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CIVIL APPELLATE JURISDICTION@@
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CIVIL APPEAL NO. 4 OF 2001@@
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(Arising out of S.L.P.(C) No.1225/2000)

Syed Karim Maula ShahaAppellant(s)

versus

Satishkumar Bapuyya Hallikar & Ors. . . .Respondent(s)

O R D E R@@
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Leave granted.

Lest it should prejudice the case on either side, we do not propose to say much about the facts that gave rise to the interim order that is under appeal. It is enough to state that that interim order has, virtually, the effect of allowing the writ petition. It is our view that ordinarily, where the High Court is so impressed, as here, with the material produced by the writ petitioner, it should, instead of passing such an interim order, hear the writ petition itself very expeditiously and pass orders thereon.

At an earlier stage we have stayed the order under appeal. We now direct the High Court to hear and dispose of the writ petition expeditiously and, preferably, within a period of four months from today. Till such time as final orders are passed on the writ petition, the interim order that is under appeal shall

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remain stayed.

The appeal is disposed of. No order as to costs.

.SP1

.....J.
(S.P. Bharucha)

.....J.
(Doraiswamy Raju)

.....J.
(Y.K. Sabharwal)

New Delhi,
January 02, 2001.

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ITEM No.19

Court No. 2

SECTION IX
A/N MATTER

Petition(s) for Special Leave to Appeal (Civil) No.1225/2000

(From the judgement and order dated 28/10/1999 in WP 4973/98
of The HIGH COURT OF BOMBAY AT AURANGABAD)

SYED KARIM MAULA SHAHA

Petitioner (s)

VERSUS

SATISHKUMAR BAPUYYA HALLIKAR & ORS.
(With prayer for interim relief)

Respondent (s)

Date : 02/01/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.P. BHARUCHA
HON'BLE MR. JUSTICE DORAISWAMY RAJU
HON'BLE MR. JUSTICE Y.K. SABHARWAL

For Petitioner (s)

Mr. Shivaji M. Jadhav, Adv.

For Respondent (s)

Mr. Uday Umesh Lalit, Adv.

Mr. S.S. Shinde, Adv.

Mr. S.V. Deshpande, Adv.

Mr. R.C. Verma, Adv.

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

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Leave granted.
The civil appeal is disposed of.
No order as to costs.

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(N. Annapurna)
Court Master

(Shelly Sengupta)
Court Master

(Signed order is placed on the file.)