

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).20750/2004

(From the judgement and final order dated 01/07/2004 in WP No. 5096/2004 of The HIGH COURT OF BOMBAY)

MANJULA CHIMANLAL SHETH

Petitioner(s)

VERSUS

INDIAN BANK & ORS.

Respondent(s)

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

Date: 04/07/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.P. SINGH
HON'BLE MR. JUSTICE ALTAMAS KABIR

For Petitioner(s)

Mr. Ranjit Kumar, Sr.Adv.
Mr. Bhargava V. Desai, Adv.
Mr. P.B.Amin, Adv.
Mr. Virat P. Amin, Adv.
Mr. Rahul Gupta, Adv.
Ms. Nupur Kanungo, Adv.

For Respondent(s)

Mr. Himanshu Munshi, Adv.

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

I.A. for substitution of the legal representatives of the petitioner taken on board. I.A. for substitution is allowed.

Counsel for the petitioner has drawn our notice to the ultimate decree passed by the D.R.T. dated 20th May, 2005 wherein it has been decreed that the liability of defendant No.3(a) and 3(b) shall be to the extent of the share which they have inherited from the estate of the deceased defendant No.3. Counsel for the petitioner states that in view of the decree passed by the DRT which

has attained finality, he does not wish to make any further submission in this Court.

Counsel for the respondent Bank states that in view of the aforesaid decree, the Special Leave Petition has become infructuous. In this view of the matter, the Special Leave Petition is dismissed as having become infructuous.

(Sukhbir Paul Kaur)
Court Master

(Vijay Dhawan)
Court Master