

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

I.A. Nos. 5-6, & 7-8 in
Petition(s) for Special Leave to Appeal (Civil) No(s).14261-
14262/2010

(From the judgement and order dated 11/03/2010 in WP No.
2377/2006 of The HIGH COURT OF BOMBAY)

TRILOK K. SINGH Petitioner(s)

VERSUS

STATE OF MAHARASHTRA & ORS. Respondent(s)

(With appln(s) for impleadment and directions)

Date: 14/06/2010 These Petitions were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE DEEPAK VERMA
HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN
(Vacation Bench)

For Petitioner(s) Mr. R. Chandrachud, Adv.
Mr. K.R. Sasiprabhu, Adv.

For Respondent(s) Mr. U.U. Lalit, Sr. Adv.
Mr. Yadunandan Bansal, Adv.
Mr. Amol Chitale, Adv.

Mr. Sanjay Kharde, Adv.
Ms. Chandan Ramamurthi, Adv.

Mr. Arun R. Pednekar, Adv.
Mrs. Asha G. Nair, Adv.

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

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Mr. Rauf Rahim, learned counsel appeared for
applicant Haji Munir Ahmed Mansoori. I.A. 5 & 6 has
been filed for intervention which is allowed. I.A.6
& 7 has been filed for directions.

Applicant Haji Munir Ahmed Mansoori is the
original writ petitioner in WP(C)2377 OF 2006 filed
in the High Court of Judicature at Mumbai. The
matter was listed before the Division Bench on
7.5.2010 and on the said date it has been directed to
be listed for further hearing on 15.6.2010.

It appears that against the order dated
11.3.2010 passed in the applicant's writ petition,

SLP(C) No.14261-14262 of 2010 have been filed in this Court. Learned counsel for applicant seriously contended that no such SLPs have been filed by him in this Court. Mr. R. Chandrachud, learned counsel appearing on behalf of Mr. K.R. Sasiprabhu, Advocate for petitioner informed that in fact these SLPs have been filed by Trilok K. Singh who is said to have been elected as Chief Co-ordinator which is seriously refuted by the applicant.

Instead of petitioner Trilok K. Singh seeking leave of this Court to file the SLP challenging the said order, applied for substitution and amendment of cause title of those SLPs, which were in fact never filed by applicant Haji Munir Ahmed Mansoori but unfortunately the said applications came for consideration on 13.5.2010 and have been allowed by this Court. It appears that by suppression of material facts the said order dated 13.5.2010 has been passed. Learned counsel for petitioner

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submitted that this petition is to be listed for hearing on 5.7.2010 and therefore, till such time the order of status quo as was directed to be maintained on 13.5.2010 be continued. However, we do not subscribe to the same as the petitioner's appears to have played a fraud on court.

If petitioner wanted to file SLP in his own name, then after seeking leave of court he could have done it, but why did he file it in the name of applicant Haji Munir Ahmed Mansoori, is not known to this court. Since categorical submission at Bar has been made by learned Senior counsel Mr. U.U. Lalit that no such petition has been filed for and on behalf of Haji Munir Ahmed Mansoori challenging the order dated 11.3.2010 or any such order in his own writ petition, therefore, the order dated 13.5.2010 cannot be said to be binding on him. We agree to the same. In the light of this, the order dated 7.5.2010 passed in petitioner's writ petition, would still hold and whatever further is required to be done, the applicant Haji Munir Ahmed Mansoori is allowed to do so. Hence IAs stand disposed of.

List the matter on the given date.

(O.P. Sharma)
Court Master

(M.S. Negi)
Court Master