

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

CIVIL APPEAL NO(S).5674/2009

PANDURANG GANPATI CHAUGULE Appellant(s)

VERSUS

VISHWASRAO PATIL MURGUD SAHAKARI BANK L. Respondent(s)  
(With interim relief and office report)

WITH

- C.A.NO.5683/2009 (S.IX) (With interim relief and office report),
- C.A.NO.5675/2009 (S.IX) (With interim relief and office report),
- C.A.NO.5681/2009 (S.IX) (With office report),
- C.A.NO.5682/2009 (S.IX) (With interim relief and office report),
- C.A.NO.5684/2009 (S.IX) (With interim relief),
- SLP(C)NO.25930/2009 (S.IX) (With interim relief and office report),
- SLP(C)NO.25929/2009 (S.IX) (With interim relief and office report),
- C.A.NO.1468/2010 (S.IV),
- C.A.NO.4391/2010 (S.XIA) (With office report),
- SLP(C)NO.24309/2010 (S.IX),
- C.A.NO.7410/2010 (S.IX),
- W.P.(C)NO.318/2010 (S.X) (With appln.(s) for stay and office report),
- SLP(C)NO.29859/2010 (S.IX) (With interim relief and office report),
- W.P.(C)NO.40/2011 (S.X) (With appln.(s) for stay and office report),
- W.P.(C)NO.41/2011 (S.X) (With appln.(s) for stay and office report),
- W.P.(C)NO.61/2011 (S.X) (With appln.(s) for directions and permission to file counter affidavit and stay and office report),
- SLP(C)NOS.7295-7298/2011 (S. IVA) (With office report),
- C.A.NO.2440/2011 (S.IX) (With office report),
- W.P.(C)NO.220/2011 (S.X) (With appln.(s) for stay and office report),
- W.P.(C)NO.269/2011 (S.X) (With appln.(s) for stay and vacating stay and office report),
- W.P.(C)NO.293/2011 (S.X) (With appln.(s) for stay and office report),
- W.P.(C)NO.306/2011 (S.X) (With appln.(s) for stay and

Signature Not Verified

office report),

Digitally signed by Sarita Purohit  
Date: 2014.11.20

W.P.(C)NO.308/2011 (S.X) (With appln.(s) for stay and 10:35:51 IST

Reason:

office report),

- SLP(C)NO.21260/2011 (S.IX) (With interim relief and office report),
- SLP(C)NOS.22304-22305/2011 (S.IX) (With office report),
- W.P.(C)NO.338/2011 (S.X) (With appln.(s) for stay and office report),

W.P.(C)NO.367/2011 (S.X) (With appln.(s) for directions and interim directions and office report),  
SLP(C)NOS.24479-24480/2011 (S.IX) (With interim relief and office report),  
W.P.(C)NO.375/2011 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.378/2011 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.411/2011 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.484/2011 (S.X) (With appln.(s) for stay and vacating interim order and office report),  
W.P.(C)NO.531/2011 (S.X) (With appln.(s) for stay and vacating interim order and office report),  
W.P.(C)NO.529/2011 (S.X) (With appln.(s) for stay and vacating interim order and office report),  
W.P.(C)NO.5/2012 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.48/2012 (S.X) (With appln.(s) for stay and amendment of the petition and office report),  
W.P.(C)NO.97/2012 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.103/2012 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.111/2012 (S.X) (With appln.(s) for stay and vacating interim order and office report),  
W.P.(C)NO.123/2012 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.122/2012 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.199/2012 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.249/2012 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.250/2012 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.248/2012 (S.X) (With appln.(s) for stay and vacating interim order and office report),  
SLP(C)NOS.18732-18733/2012 (S.IVA) (With interim relief and office report),  
W.P.(C)NO.291/2012 (S.X) (With appln.(s) for ex-parte stay and office report),  
W.P.(C)NO.293/2012 (S.X) (With appln.(s) for ex-parte stay and office report),

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SLP(C)NO.24276/2012 (S. IVA) (With interim relief and office report),  
W.P.(C)NO.371/2012 (S.X) (With appln.(s) for ex-parte stay and office report),  
W.P.(C)NO.369/2012 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.386/2012 (S.X) (With appln.(s) for stay and office report),  
SLP(C)NO.30568/2012 (S.IX) (With interim relief and office report),  
W.P.(C)NO.461/2012 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.460/2012(S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.487/2012 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.490/2012 (S.X) (With appln.(s) for stay and vacating stay and office report),  
W.P.(C)NO.521/2012 (S.X) (With appln.(s)for stay and vacating stay and office report),

W.P.(C)NO.537/2012 (S.X) (With appln. (s)for stay and permission to file additional documents and office report),  
W.P.(C)NO.554/2012 (S.X) (With appln. (s) for stay and office report),  
W.P.(C)NO.6/2013 (S.X) (With appln.(s) for stay and vacating stay and office report),  
W.P.(C)NO.7/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.37/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.36/2013 (S.X) (With appln. (s) for stay and office report)  
W.P.(C)NO.52/2013 (S.X) (With appln.(s) for stay and clarification of court's order and office report),  
W.P.(C)NO.51/2013 (S.X) (With appln.(s) for clarification of court's order and stay and office report),  
W.P.(C)NO.58/2013 (S.X) (With appln.(s) for stay and clarification of court's order and office report),  
W.P.(C)NO.112/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.111/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.138/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.146/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.151/2013 (S.X) (With appln.(s) for stay and office report),

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W.P.(C)NO.175/2013 (S.X) (With appln.(s) for stay and office report),  
SLP(C)NO.12916/2013 (S.XIA) (With interim relief and office report),  
W.P.(C)NO.179/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.181/2013 (S.X) (With appln.(s) for stay and office report),  
SLP(C)NO.13100/2013 (S.IX) (With interim relief and office report),  
W.P.(C)NO.191/2013 (S.X) (With appln.(s) for stay and vacation of ex-parte stay and office report),  
W.P.(C)NO.192/2013 (S.X) (With appln.(s) for stay and office report),  
SLP(C)NOS.15634-15635/2013 (S.IVA) (With office report),  
W.P.(C)NO.201/2013 (S.X) (With appln.(s) for stay and office report),  
SLP(C)NO.15507/2013 (S.IX) (With office report),  
W.P.(C)NO.233/2013 (S.X) (With appln.(s) for stay and substitution of respondent and office report),  
W.P.(C)NO.236/2013 (S.X) (With appln.(s) for stay and substitution of respondent and office report),  
W.P.(C)NO.238/2013 (S.X) (With appln.(s) for stay and substitution of respondent and office report),  
W.P.(C)NO.248/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.253/2013 (S.X) (With appln.(s) for stay and vacating stay and office report),  
W.P.(C)NO.250/2013 (S.X) (With appln.(s) for stay and office report),  
SLP(C)NO.17054/2013 (S.IX) (With interim relief and office report),  
SLP(C)NO.18775/2013 (S.IX) (With interim relief and office report),  
SLP(C)NO.18777/2013 (S.IX) (With interim relief and office report),

W.P.(C)NO.264/2013 (S.X) (With appln. (s) for stay and impleadment and office report) ,  
W.P.(C)NO.270/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.271/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.265/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.266/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.280/2013 (S.X) (With office report),

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W.P.(C)NO.279/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.284/2013 (S.X) (With appln.(s) for stay and impleadment and office report),  
W.P.(C)NO.285/2013 (S.X) (With appln.(s) for stay and vacating interim order and office report),  
W.P.(C)NO.353/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.452/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.469/2013 (S.X) (With office report),  
W.P.(C)NO.588/2013 (S.X) (With appln.(s) for stay and impleadment as party respondent and impleadment and office report),  
SLP(C)NO.25126/2013 (S.IX) (With interim relief),  
CONMT.PET.(C)NO.320/2013 IN SLP(C)NO.15507/2013 (S.IX) ,  
SLP(C)NO.29721/2013 (S.IX) (With office report),  
SLP(C)NO.29720/2013 (S.IX) (With office report),  
W.P.(C)NO.762/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.753/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.758/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.761/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.800/2013 (S.X) (With appln.(s) for directions and office report),  
W.P.(C)NO.819/2013 (S.X) (With appln.(s) for stay and office report) ,  
W.P.(C)NO.868/2013 (S.X) (With appln.(s) for interim directions and directions),  
W.P.(C)NO.877/2013 (S.X) (With appln.(s) for directions and office report),  
W.P.(C)NO.922/2013 (S.X) (With appln.(s) for directions and office report),  
SLP(C)NO.35137/2013 (S.IX) (With interim relief and office report),  
W.P.(C)NO.1007/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.1037/2013 (S.X) (With appln.(s) for stay and directions and office report),  
W.P.(C)NO.1043/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.1044/2013 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.1045/2013 (S.X) (With appln.(s) for stay and office report),

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W.P.(C)NO.5/2014 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.10/2014 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.33/2014 (S.X) (With appln.(s) for stay and impleadment and office report),  
W.P.(C)NO.40/2014 (S.X) (With appln.(s) for directions and office report),  
W.P.(C)NO.120/2014 (S.X) (With appln.(s) for stay and vacating interim relief and office report),  
W.P.(C)NO.142/2014 (S.X) (With appln.(s) for ex-parte stay and office report),  
W.P.(C)NO.168/2014 (S.X) (With appln.(s) for stay and vacating stay and office report),  
W.P.(C)NO.169/2014 (S.X) (With appln.(s) for stay and vacating stay and office report),  
W.P.(C)NO.208/2014 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.240/2014 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.272/2014 (S.X) (With appln.(s) for ex-parte stay and office report),  
W.P.(C)NO.352/2014 (S.X) (With appln.(s) for stay and office report),  
S.L.P.(C)...../2014 CC NO.7586 (S.IVA) (With appln.(s) for c/delay in filing slp and office report),  
W.P.(C)NO.408/2014 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.417/2014 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.420/2014 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.421/2014 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.492/2014 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.712/2014 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.714/2014 (S.X) (With appln.(s) for stay),  
W.P.(C)NO.737/2014 (S.X) (With appln.(s)for stay and office report),  
W.P.(C)NO.738/2014 (S.X) (With appln.(s) for ex-parte stay and stay and office report),  
W.P.(C)NO.740/2014 (S.X) (With appln.(s) for ex-parte stay and stay and office report),  
W.P.(C)NO.739/2014 (S.X) (With appln.(s) for ex-parte stay and stay and office report),  
W.P.(C)NO.754/2014 (S.X) (With appln.(s) for stay and office report),

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W.P.(C)NO.756/2014 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.779/2014 (S.X) (With appln.(s) for stay and exemption from filing o.t. and office report),  
W.P.(C)NO.795/2014 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.849/2014 (S.X) (With appln.(s) for ex-parte stay and office report),  
W.P.(C)NO.838/2014 (S.X) (With appln.(s) for stay and office report),  
W.P.(C)NO.827/2014 (S.X) (With appln.(s) for ex-parte stay and office report),  
W.P.(C)NO.929/2014 (S.X) (With appln.(s) for interim relief and office report),

Date : 13/11/2014 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ANIL R. DAVE  
HON'BLE MR. JUSTICE KURIAN JOSEPH

For Appellant(s) Mr. Gaurav Agrawal,Adv.  
Mr. M. Khairati,Adv.

Mr. Abhishek Prasad,Adv.  
Mr. R. Sudhinder,Adv.  
Mr. Ashok Mathur,Adv.

Mr. Gopal Shankar Narayan,Adv.  
Mr. Renjith B. Marar,Adv.  
Mr. Lakshmi N. Kaimal,Adv.  
Mr. K.L. Taneja,Adv.

Mr. Arvind Kumar,Adv.  
Mr. Chinwal Chauhan,Adv.  
Mr. A. Venayagam Balan,Adv.

Mr. Rameshwar Prasad Goyal,Adv.  
Mr. T.N. Singh,Adv.  
Mr. Randhir Kumar,Adv.  
Mr. Sourabh Kumar,Adv.

Mr. Chirag M. Shroff,Adv.  
Ms. Priyanka Rai,Adv.

Mr. Mathews J. Nedumpara,Adv.  
Mr. S. Sadasiva Reddy,Adv.  
Ms. Rohini Amin,Adv.  
Ms. S. Usha Reddy,Adv.

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Mr. Nikhil Goel,Adv.  
Ms. Naveen Goel,Adv.  
Mr. Marsook Bafaki,Adv.

Mr. Jayanth Muth Raj,Adv.  
Ms. Malvika J.,Adv.  
Mr. Sureshan P.,Adv.

Mr. S.W.A. Qadri,Adv.  
Mr. Zaid Ali,Adv.  
Mr. Lakshmi Raman Singh,Adv.

Mr. N.D.B. Raju,Adv.  
Ms. Bharthi R.,Adv.  
Mr. N. Ganpathy,Adv.

Mr. S. Ravi Shankar,Adv.  
Ms. Sangitaa Singh,Adv.

Mr. Amar Dave,Adv.  
Mr. P.S. Sudheer,Adv.  
Mr. Rishi Maheshwari,Adv.

Mr. P.S. Sudheer,Adv.  
Mr. Rishi Maheshwari,Adv.  
Ms. Anne Mathew,Adv.  
Mr. Raj Kumar Kaushik,Adv.

Mr. Anirudh Sanganeria,Adv.  
Mr. Mukul Kumar,Adv.

Mr. Amol Chitale, Adv.  
Ms. Pragya Baghel, Adv.

Mr. S.K. Kulkarni, Adv.  
Mr. M. Gireesh Kumar, Adv.  
Mr. Ankur S. Kulkarni, Adv.

Mr. Ankur Saigal, Adv.  
Mr. Mahesh Agarwal, Adv.  
Mr. Rishi Agrawala, Adv.  
Mr. E.C. Agrawala, Adv.  
Mr. Vikrant Pachnanda, Adv.

Mr. M. Khairati, Adv.  
Mr. Irshad Ahmad, Adv.

Mr. S.R. Singh, Sr. Adv.  
Mr. Avnish Singh, Adv.  
Mr. Ujjawal Pandey, Adv.  
Mr. Sushant K. Yadav, Adv.  
Ms. Asha Gopalan Nair, Adv.

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Mr. Devansh A. Mohta, Adv.  
Mr. Shishir Deshpande, Adv.  
Ms. Sujata Kurdukar, Adv.  
Mr. Amit Yadav, Adv.

Mr. S.S. Ray, Adv.  
Ms. Rakhi Ray, Adv.

Mr. V.K. Biju, Adv.  
Mr. Santosh Krishnan, Adv.  
Mr. Vineet Bhagat, Adv.  
Mr. Sunil Kumar Verma, Adv.  
Mr. Nikhil Nayyar, Adv.  
Ms. Anagha S. Desai, Adv.  
Ms. Chandan Ramamurthi, Adv.  
Mr. Jayant Kumar Mehta, Adv.  
Ms. Charu Mathur, Adv.  
Mr. Satpal Singh, Adv.  
Mr. H. Chandra Sekhar, Adv.  
Mr. Vishwajit Singh, Adv.  
Mr. Vijay Kumar, Adv.  
Mr. P.K. Manohar, Adv.  
Ms. Sujata Kurdukar, Adv.  
Mr. Jatin Zaveri, Adv.  
Mr. Jay Savla, Adv.  
Mr. Bankey Bihari Sharma, Adv.  
Mr. Sarad Kumar Singhanian, Adv.  
Mr. Harish Pandey, Adv.  
Mr. Sanjay Jain, Adv.  
Ms. Kamakshi S. Mehlwal, Adv.  
Mr. Garvesh Kabra, Adv.  
Mr. M.J. Paul, Adv.  
M/s. Temple Law Firm, AdvS.  
Mr. Rabin Majumder, Adv.  
Ms. Garima Prashad, Adv.  
Mr. Atul Babasaheb Dakh, Adv.  
Ms. Rashmi Singh, Adv.

For Respondent (s) Mr. Shekhar Naphade, Sr. Adv.  
Mr. Vinay Navare, Adv.  
Mr. Satyajeet Kumar, Adv.  
Mr. Keshav Ranjan, Adv.  
Ms. Abha R. Sharma, Adv.

Mr. Shekhar Naphade, Sr. Adv.

Ms. Jayashree Wad,Adv.  
Mr. Ashish Wad,Adv.  
Mr. Anshuman Srivastava,Adv.  
For M/s. J.S. Wad & Co.,Advs.

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Mr. Shekhar Naphade,Sr.Adv.  
Mr. Chinmoy Khaladkar,Adv.  
Mr. Arjun Krishnan,Adv.

Mr. Tushar Mehta,ASG  
Mr. B.B. Sawhney,Adv.  
Mr. T.N. Razdan,Adv.  
Ms. Sunita Sharma,Adv.  
Mr. R.K. Verma,Adv.  
Ms. Sushma Suri,Adv.  
Mr. D.S. Mahra,Adv.

Mr. Harin P. Raval,Sr.Adv.  
Mr. Abhijat P. Medh,Adv.  
Mr. Nipun Saxena,Adv.  
Mr. Yadunandan Bansal,Adv.

Mr. Kuldeep S. Parihar,Adv.  
Mr. H.S. Parihar,Adv.

Ms. Sonal Jain,Adv.  
Mr. Rajiv M. Brahma,Adv.

Mr. Shankar Chillarge,AAG  
Mr. A.P. Mayee,Adv.

Mr. Sachin Patil,Adv.  
Mr. Sriram P. Pingle,Adv.

Ms. Rajani K. Prasad,Adv.  
Ms. N. Annapoorani,Adv.

Ms. Neelam Jain,Adv.  
Mr. A.D.N. Rao,Adv.  
Mr. A. Venkatesh,Adv.

Mr. Chinmoy Khaladkar,Adv.  
Mr. Deeptakirti Verma,Adv.  
Ms. Neha Sharma,Adv.

Mr. Anil Kumar Sangal,Adv.  
Mr. Siddharth Sangal,Adv.

Mr. Manish Pitale,Adv.  
Mr. C.S. Ashri,Adv.

Mr. Arvind Kumar,Adv.  
Ms. Purti Marwaha,Adv.  
Ms. Henna George,Adv.

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Mr. Tapeshe Kumar Singh,Adv.  
Mr. Mohd. Waquas,Adv.

Mr. P.I. Jose,Adv.  
Mr. Vishwanath Bahuguna,Adv.

Mr. C.K. Sasi,Adv.  
Ms. Swati Setia,Adv.

Mr. D. Bharat Kumar, Adv.  
Mr. T. Baskar Gowtham, Adv.  
Mr. Abhijit Sengupta, Adv.

Mr. S. Aravindh, Adv.  
Mr. Vimal Pani, Adv.  
Mr. Senthil Jagadeesan, Adv.

Mr. Sanjay Kharde, Adv.  
Mr. Preshit Surshe, Adv.  
Mr. Amol Nirmalkumar Suryawanshi, Adv.

Mr. Rajeev K. Panday, Adv.  
Mr. Rajeev Maheshwaranand Roy, Adv.

Mr. Siddhesh Kotwal, Adv.  
Mr. Annirudh Sharma, Adv.  
Ms. Shreya Bhatnagar, Adv.  
Mr. Nirnimesh Dube, Adv.

Mr. M.P. Vinod, Adv.  
Ms. Neelam Saini, Adv.  
Mr. Dileep Pillai, Adv.  
Mr. A.K. Jain, Adv.

Mr. Uday B. Dube, Adv.  
M/s. Coac, Advs.  
Mr. Niraj Sharma, Adv.  
Mr. M.T. George, Adv.  
M/s. K.J. John & Co., Advs.  
Mr. Shreekant N. Terdal, Adv.  
Ms. Praveena Gautam, Adv.  
Mr. Shivaji M. Jadhav, Adv.  
Mr. Yash Pal Dhingra, Adv.  
Mr. Anil Kumar Mishra, Adv.  
Mr. D.M. Nargolkar, Adv.  
Mr. Piyush Sharma, Adv.  
Mr. Ravindra Keshavrao Adsure, Adv.  
Mr. B. Subrahmanya Prasad, Adv.

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Mr. Subramonium Prasad, Adv.  
Ms. Hemantika Wahi, Adv.  
Mr. V.N. Raghupathy, Adv.  
Mr. Rajiv Shankar Dvivedi, Adv.  
Mr. S.N. Bhat, Adv.  
Ms. Anuradha Mutatkar, Adv.  
M/s. S.M. Jadhav & Company, Advs.  
Mr. Rajesh Mahale, Adv.  
Mr. Sudhanshu S. Choudhari, Adv.  
For M/s. Karanjawala & Co., Advs.

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

List the matters on 19th November, 2014, as  
Part-heard.

(Sarita Purohit)  
Court Master

(Sneh Bala Mehra)  
Assistant Registrar

