

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

Petition(s) for Special Leave to Appeal (Civil) No(s).13962/2013

(From the judgement and order dated 06/02/2013 in WP No.2754/2012 of The HIGH COURT OF BOMBAY)

M/S NEW ERA FABRICS LTD.

Petitioner(s)

VERSUS

HOME CARE RETAILS MARTS PVT. LTD.

Respondent(s)

(with appln.(s) for exemption from filing C/C of the impugned judgment and permission to place addl. documents on record and with prayer for interim relief and office report)

WITH

S.L.P. (C) 14945/2013

[with appln. for directions and exemption from filing C/C of the impugned judgment and with prayer for interim relief and office report)

Date: 22/07/2013 These petitions were called on for hearing today

CORAM : HON'BLE MR. JUSTICE R.M. LODHA

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

For Petitioner(s)

Mr. Shekhar Naphade, Sr. Adv.
Mr. Chirag M.Shroff, Adv.

For Respondent(s)

Mr. Shyam Divan, Sr. Adv.
Ms. Ranjana Parikh, Adv.
Ms. Bina Gupta, Adv.
Mr. Abhay A. Jena, Adv.
Mr. Anuj Dhir, Adv.
Ms. Sangeeta L., Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard leaned senior counsel for the parties.

We are informed by the learned senior counsel for the parties that the suit filed by the respondent - Home Care Retails Marts Pvt. Ltd.- being L.D. Suit No. 124 of 2008 has been heard and judgment is awaited. As a matter of fact, we are informed that the matter is posted for judgment on July 29, 2013.

Having regard to the above, we do not find any justification for the suit being L.E. & C. Suit No. 116/143/2008 filed by the petitioner - M/s New Era Fabrics Ltd. - being tagged with the suit filed by the respondent.

Special leave petitions are dismissed.

We expect the Court of Small Causes at Bombay to hear and decide the suit being L.E. & C. Suit No. 116/143/2008 filed by the petitioner - M/s New Era Fabrics Ltd. - expeditiously and preferably by December 2014.

| (Rajesh Dham)

| Court Master

| | (Renu Diwan)

| | Court Master