

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

Diary No(s) . 24654/2017

(Arising out of impugned final judgment and order dated 02-05-2017 in WP No. 763/2017 passed by the High Court of Judicature at Bombay)

PRITHVI BRICKS AND MORTAR PVT. LTD.

Petitioner(s)

VERSUS

BOARD OF DIRECTORS OF VIJAYA BANK & ORS.

Respondent(s)

(WITH IA No.104352/2017-CONDONATION OF DELAY IN FILING AND IA No.104356/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.104353/2017-CONDONATION OF DELAY IN REFILING AND IA No.104358/2017-PERMISSION TO FILE LENGTHY LIST OF DATES)

WITH

SLP(C) No. 27638/2017 (IX)

(WITH I.R. AND IA No.105232/2017-PERMISSION TO FILE LENGTHY LIST OF DATES)

Date : 30-10-2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE KURIAN JOSEPH

HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s)

Mr. Mathews J. Nedumpara, Adv.
Mr. A.C. Philip, Adv.
Mr. Rishi Jain, AOR

Mr. Nitin Bhardwaj, AOR
Mr. Baij Nath Patel, Adv.
Mr. Sachit K. S., Adv.
Mr. B.N. Patel, Adv.

For Respondent(s)

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

Delay condoned.

The petitioner in the first case i.e. Diary No.24654/2017 is before this Court, aggrieved by the order dated 2.5.2017 in Writ

Petition No.763/2017 passed by the High Court of Judicature at Bombay.

During the course of hearing the petitioner in SLP(C) No.27638/2017 has brought to the notice of this Court that the petitioner in special leave petition @ Diary No.24654/2017 has already filed a Writ Petition (L) No.2239/2017 and the same is pending before the High Court wherein also the prayers are identical. We also found that there is an interim order of status quo operating in the said case.

Therefore, we request the High Court to dispose of the Writ Petition (L) No.2239/2017 expeditiously, preferably within two weeks from the date of next date of listing. It is open to the parties to take all available contentions before the High Court.

Undertaking by the learned counsel on both the sides that they will not ask for adjournment is also recorded.

Subject to the above, both the special leave petitions are dismissed.

Pending application(s), if any, shall stand disposed of.

(NARENDRA PRASAD)
COURT MASTER

(RENU DIWAN)
ASST. REGISTRAR