

ITEM NO.6+54

COURT NO.7

SECTION IX

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 (C) No(s). 16820/2019
(Arising out of impugned final judgment and order dated 05-02-2019
in WP No. 9702/2017 passed by the High Court Of Judicature At
Bombay At Aurangabad)

SOW. HEMRITA

Petitioner(s)

VERSUS

M/S TERKHEDA CHEMICAL PVT. LTD. & ANR. Respondent(s)
(FOR ADMISSION and I.R. and IA No.78586/2019-EXEMPTION FROM FILING
C/C OF THE IMPUGNED JUDGMENT and IA No.78588/2019-EXEMPTION FROM
FILING O.T.)

WITH

SLP(C) No. 16822/2019 (IX)

(FOR ADMISSION and I.R. and IA No.77613/2019-EXEMPTION FROM FILING
C/C OF THE IMPUGNED JUDGMENT and IA No.77606/2019-EXEMPTION FROM
FILING O.T.)

SLP(C) No. 16027/2019 (IX)

(FOR ADMISSION and EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT EXEMPTION FROM FILING O.T.)

Date : 26-07-2019 This petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE R. BANUMATHI

HON'BLE MR. JUSTICE A.S. BOPANNA

For Petitioner(s) Mr. Vinay Navare, Sr. Adv.
Mr. Amol B. Karande, AOR
Mr. Vikay S. Khamkar, Adv.
Mr. Raj Saheb Patil, Adv.
Mr. Pulkit Tyagi, Adv.

For Respondent(s)

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

Mr. Vinay Navare, learned senior counsel appearing on
behalf of the petitioner has drawn our attention to Annexure P-2
and submitted that the plaint was returned (vide order dated
24.09.2009) under Order 7 Rule 10 for filing in the concerned

Court. As per requirement, there was no time stipulated in the order dated 24.09.2009 for filing it before the concerned Court and, therefore, the suit filed in 2014 ought not to have rejected.

Having regard to above submissions, Issue notice.

Counsel for the petitioner is permitted to raise additional grounds as prayed.

(MADHU BALA)
COURT MASTER (SH)

(NISHA TRIPATHI)
BRANCH OFFICER