

VPH

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL No. 630 OF 2006
IN
SUMMONS FOR JUDGMENT No. 754 OF 2005
IN
SUMMARY SUIT No. 2595 OF 2005

The Rishabh Velveleen Ltd. ... Appellant
Vs.
Indofil Chemicals Company,
A Division of Modipon Ltd. ... Respondent

None for the Petitioner.

Mr. Shyam Mehta, Sr. Counsel a/w Rohan Kelkar i/b Crawford Bayley
& Co., for Respondent.

CORAM : V. M. KANADE, &
B. P. COLABAWALLA, JJ.

DATE : JUNE 8, 2015

PC.

1. None appears on behalf of the Appellant. Heard the
counsel appearing on behalf of the Respondent.

2. Appellant is aggrieved by the order dated 12.7.2006
passed by the learned Single Judge, directing the Appellant to deposit
Rs. 1, 22,49,412.32 Ps. Against this order, the Appellant has filed
present appeal. In the meantime, after the appeal was admitted, the

amount was reduced to Rs. 75 lakhs. This order was challenged by the Appellant in the Apex Court. When the Apex Court dismissed the SLP, confirmed the order of the Appellate Court and directed the Appellant to deposit Rs. 75 lakhs. Appeal is pending since last many years. In our view, appeal can be disposed of by directing the trial Court to expeditiously decide the suit. Appeal is accordingly disposed of and order passed by the Appellate Court, directing the Appellant to deposit Rs. 75 lakhs is confirmed, till final disposal of the suit.

Sd/-

[B. P. COLABAWALLA, J.]

Sd/-

[V. M. KANADE, J.]

Vinayak Halemth