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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CIVIL APPLICATION No.102 OF 2016

IN

WRIT PETITION No.2874 OF 2012

Morarjee Textiles Limited, Mumbai, a company incorporated and registered
under the Companies Act, 1956 and another.

-Vrs.-

Union of India through its Secretary, Ministry of Micro, Small and Medium
Enterprises, Udyog Bhavan, New Delhi and others.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

Mr. Anand Parchure, counsel for petitioner.
Mr. Girish Choube, counsel for respondent nos.1 & 2.
Mr. S. Dhole, counsel for respondent no.3.

CORAM : B.R. GAVAI AND P.N. DESHMUKH, JJ.

DATED : 17th FEBRUARY, 2016

By way of present application two fold reliefs have
been claimed - (i) for amendment of the petition and (ii) for
disposal of the petition expeditiously.

The prayer for amendment is vehemently opposed
by Mr. Dhole, the learned counsel appearing on behalf of
respondent no.3.

However, taking into consideration the nature of
the amendment, we find that no prejudice would be caused to
the respondents if the amendment is allowed as the
respondents have an opportunity to controvert it by way of
filing consequential reply to the amendment.

However, in so far as the prayer for disposal of the

petition expeditiously is concerned, we are not inclined to entertain the same inasmuch as the Special Leave Petition arising out of an interlocutory order is pending before the Apex Court.

The application is, therefore, partly allowed. The prayer for amendment is granted. The amendment be carried out within a period of two weeks from today. The respondents would be at liberty to file consequential amendment.

If the respondents desire to file any consequential return, the same shall be done within a period of two weeks thereafter.

CAW 3239/2012

In so far as the application for grant of urgent hearing is concerned, the same is rejected. However, the petitioner would be at liberty to move this court afresh after the Special Leave Petition before the Hon'ble Apex Court is disposed of.

JUDGE

JUDGE