

developer which was taken out by the Petitioner-Defendant No. 2. Perusal of the order shows a justifiable indignation on the part of the learned Small Causes Court, Judge, as on various dates time was sought and the matter was not proceeded with. Even though the witness summons was once issued, not persuade, thereafter, again the same is sought to be issued to the same witness. The learned Counsel for the Petitioner states that there was no intention to delay and a liberty be given to the Petitioner in the interest of justice. He states that both the Petitioner as well as the Advocate will tender an unconditional apology to the learned Small Causes Court, Judge in writing. In view of this stand taken by the Petitioner, if the written apology tendered to the learned Small Causes Court, Judge within a period of one week from today, then the learned Small Causes Court, Judge will issue the necessary witness summons as sought for. The written apology shall also contain an assurance on the part of the Petitioner as well as the Advocate that all co-operation will be extended to the learned Small Causes Court, Judge for expeditious disposal of the Suit.

3. The learned Small Causes Court, Judge will fix a stringent time schedule for examination of the witness.

4. The Writ Petitions are accordingly disposed of, in above terms.

[N.M. JAMDAR, J.]