

4. Mr. Nevatia opposed grant of liberty. He submitted that the petitioners herein have not produced the documents, which are sought to be tendered for the first time during the course of hearing of these Petitions. The petitioners will have to make out a case for production of these documents under Order XLI, Rule 27 of the Code of Civil Procedure, 1908 (for short 'C.P.C.').

5. In view thereof, on the motion made by Mr. Setalvad, Petitions are allowed to be withdrawn with liberty as prayed for. Petitioners will have to make out a case under Order XLI, Rule 27 of C.P.C. for production of documents, which were not filed so far. If such applications are taken out, all contentions of Mr. Nevatia in that regard are expressly kept open.

6. Mr. Setalvad assures that within one week from today, petitioners will file applications and serve copy in advance on the other side. Mr. Nevatia assures that within 10 days of receipt of the application, he will file reply and serve copy in advance on the other side during this period. The Appellate Court is requested to dispose of the application within two weeks from the completion of pleadings. Order accordingly.

(R. G. KETKAR, J.)

Minal Parab