

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 903 OF 2009
IN
FIRST APPEAL NO. 225 OF 2009

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders.
	Mr. S.C. Naidu I/b C.R. Naidu for the Applicant. Mr. Mahendra Agavekar I/b P.M. Palshikar for Respondent No.1.

CORAM: K.K.TATED, J.
DATED : 16.09.2019

P.C.

- 1 Heard learned Counsel for the parties.
- 2 By this Civil Application, Applicant is seeking stay of operation and implementation of the impugned order dated 26.06.1997 passed by the Respondent Corporation.
- 3 The learned counsel for the Applicant filed additional affidavit dated 29.08.2019 stating that they deposited the entire amount. Along with the said affidavit, they also placed on record photocopy of challan dated 26.09.1997.
- 4 Hence, Registry is directed to verify the

same.

5 In view of Additional affidavit dated 29.08.2019 filed by the Applicant, I am satisfied that Applicant has made out a case for allowing this Civil Application.

6 Hence, the following order is passed:

a) Civil Application is allowed in terms of prayer clause (a), which reads thus:

“a) Order stay of operation/enforcement and implementation of the order (under Section 45-A) dated 26th June 1997 passed by the Respondent Corporation by an appropriate order of this Hon'ble Court during pendency of the above First Appeal before this Hon'ble Court.”

b) The Civil Application stands disposed of accordingly.

c) No order as to costs.

(K.K.TATED, J.)