

Urmila Ingale

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

FIRST APPEAL STAMP NO. 7258 OF 2017

Bajaj Steel Industries Ltd and anr. .. Appellants
Vs.
The Board of Trustees of the Port
of Mumbai and ors. .. Respondents

Mr.Kapil Moye a/w Mr.S.R.Page, for the Appellants.
Ms.Shruti Potnis a/w Ms.Lakshmi Bussa I/b M.V.Kini & Co., for
Respondent No.1.

CORAM : K.K.TATED, J.

DATE : 20th AUGUST, 2019

P.C. :

. Not on board. At the request of learned Counsel for
the appellants, matter is taken up on board for urgent order.

2. Heard learned Counsel for the parties.

3. By this First Appeal, the appellants – original
defendant No.1 is challenging the judgment and decree dated
23/12/2016 passed by Bombay City Civil Court at Greater
Mumbai in S.C.Suit No. 8051 of 2001 (High Court Suit No. 4386

of 2001) holding that the respondent – original plaintiff is entitled a sum of Rs. 9,71,084.82/- with interest @ 10% p.a.

5. Considering the submissions made by learned Counsel for the appellants and impugned judgment and decree, I am satisfied that the appellant has made out a case for the following order.

O R D E R

- i) Admit.
- ii) Printing is dispensed with.
- iii) The appellants to file private paper-book within one year from today, failing which First Appeal shall stand dismissed without further reference to the Court.
- iv) Registry is directed to call R&P immediately.
- v) Advocate - Ms.Shruti Potnis waives service for respondent No.1.

(K.K.TATED, J.)