

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

MISC.CIVIL APPLICATION (TRANSFER) NO.155/2021

Shree Nikhil Enterprises, thr.its Prop.Shri Kasturchand Kanhaiyyalal Sharma

..VS..

M/s.Krushna Coal Industries, thr.its Prop.Mukesh Balvir Jain

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

Court's or Judge's Order

.....
Mrs.S.K.Paunikar, Counsel for the Applicant.
Shri R.J.Patil, Counsel for the Non-applicant.

CORAM : V.M.DESHPANDE, J.
DATED : NOVEMBER 26, 2021

1. Heard learned counsel Mrs.S.K.Paunikar for the applicant and learned counsel Shri R.J.Patil for the non-applicant.
2. The non-applicant, which is a coal industry, filed a regular civil suit for damages and recovery of amount Rs.10.00 lacs against the applicant.
3. After hearing learned counsel for the applicant and learned counsel for the non-applicant, I am of view that this is not a case wherein this Court should exercise its discretion under Section 24 of the Code of Civil Procedure.
4. The Misc.Civil Application is rejected and disposed of accordingly.
5. Needless to mention that *ad interim* stay granted by this Court (Coram : Pushpa V.Ganediwala, J.) on 4.10.2021 stands vacated.

JUDGE

!! BRW !!

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