

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 714 OF 2004
IN
SUIT NO. 2337 OF 2003**

International Students Hostel Assn...Plaintiff

Versus

The Vice.Chancellor,
University of Bombay

.... Respondents

Mr. Vishal Thakkar i/b Mr.Bhavesh Parmar for Petitioner

Mr.Chitrasen Abhayankar for Univer.of Mumbai

**CORAM : S.U.KAMDAR, J
(Vacation Judge)**

DATE: 31st December, 2004

P.C.:

1. Learned counsel appearing for the petitioner states that out of the arrears payable towards the hostel charges, a sum of Rs.23,221/- will be paid by him by Monday i.e. 3rd January, 2005 by 5 p.m. The Warden of the University Hostel is directed to accept the same in part payment in respect of the outstanding hostel dues. The balance amount of Rs.7079/- will be paid by the petitioner within a period of eight weeks from today. Petitioner is present in court and through his advocates gives an undertaking to the above effect. On receipt of such payment, University is directed to issue all necessary mark sheets and passing certificates as per order dated 6th November, 2004 passed by the Vice Chancellor. Such Mark sheet and Passing Certificate will be issued within a period of three days from the date of receipt of the entire balance payment. Petitioner further undertakes to vacate the said hostel premises as soon as mark sheet and passing certificates are handed over.

2. In view of the aforesaid undertakings, University is directed not to dispossess the petitioner from the hostel premises for a period of eight weeks from today. It is made clear that in the event of the petitioner's default of either of the instalment i.e. by Monday, or

on expiry of eight weeks.² University will be permitted to remove the petitioner from the hostel premises.

3. Motion is disposed of accordingly.

4. Certified copy is expedited.

S.U.KAMDAR, J