

3. Having regard to the fact that the order under appeal is passed today in the film which is to be released on 15 October 2010 as informed by the appellant to the plaintiff by letter dated 10 September 2010, we are inclined to grant interim stay during the pendency of the appeal. However, in the facts and circumstances of the case, we are inclined to impose a condition that the appellant must deposit a sum of Rs.1.50 crores with the Prothonotary & Senior Master of this Court with a further condition that the appellant shall maintain accounts and place the same on record of this appeal. Mr. Chagla, learned senior counsel for the appellant submits that the appellant shall deposit the said amount without prejudice to the rights and contentions of the parties by Tuesday, 19 October 2010. Mr. Chagla also undertakes on behalf of the appellant that the amount will be deposited by 19 October 2010. Accordingly, there shall be interim stay of the order dated 14 October 2010 passed by the learned trial Judge in Notice of Motion No.2847 of 2010 subject to the condition that the appellant deposits a sum of Rs. 1.50 crores with the Prothonotary & Senior Master by 19 October 2010 and subject to the further condition that the accounts shall be maintained and placed on record. The undertaking is accepted.

Ordinary copy of this order shall be supplied to the parties.

CHIEF JUSTICE

DR. D.Y. CHANDRACHUD, J.