

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION**

**WRIT PETITION NO. 945 OF 2014**

Nupur Talwar & Anr. ... Petitioners  
Vs  
Central Board of Film & Ors. ... Respondents

Mr. Jimmy Avasia with Mr. Akash Rebello, Ms. Priyanka Khimani  
and Ms. Ridhika Luthria i/b Khimani & Associates for the Petitioners

Mr. Parag Vyas for the Respondent No. 1

Mr. Venkatesh Dhond, Sr. Counsel with Mr. Rashmin Khandekar i/b  
Mr. D. V. Churi for the Respondent Nos. 2 and 3

**CORAM : V. M. KANADE &  
REVATI MOHITE DERE, JJ.**

**TUESDAY, 27<sup>th</sup> JANUARY, 2015**

**P.C. :**

1. Heard learned Counsel appearing for the parties.
2. We have, by a detailed order dated 9<sup>th</sup> May, 2014, held that the facts of the petitioners' case and the facts which are depicted in the film are not similar. That being the position, the question of taking into consideration the legal position regarding the violation of

fundamental rights of the petitioners for a fair trial does not arise. We had given four weeks time to the petitioners to challenge our order in the Apex Court. The said order dated 9<sup>th</sup> May, 2014 has admittedly not been challenged. We are, therefore, of the view that the petition will have to be disposed of in terms of the said order.

3. Petition accordingly is disposed of.

4. Interim order stands vacated.

5. At this stage, learned Counsel appearing on behalf of the petitioners seeks continuation of the statement made by the respondents that the film would not be released. We decline to grant any further stay or continuation of the statement since the petitioners had ample opportunity to challenge our order dated 9<sup>th</sup> May, 2014, which admittedly is not challenged. Hence, continuation of statement is declined.

**REVATI MOHITE DERE, J.**

**V. M. KANADE, J.**