

THE LAW OF INTERIM ORDERS AND RECEIVERSHIP (1988) by
S.M. Ali (N.M. Tripathi Pvt. Ltd., Bombay), pp. xxvi + 167, Price
Rs. 75.

THESE DAYS the dockets of the courts are so congested that early hearing of no case is possible. Therefore, the securing of an interim order from the court has become very important so that *status quo* is preserved till the disposal of the legal proceeding. One is therefore pleased to know that a book¹ has been written on the subject of interim orders. However the high expectations raised by the importance of the subject are not exactly fulfilled by either the width or the depth of the discussion contained in this book. A monograph on the subject was expected to give us something more than would be found in a commentary on the Civil Procedure Code. It cannot be said that the discussion in this book adds much to the one contained in the existing commentaries on the CPC.

However, the learned author has taken note of the provisions not only of Order XXXIX of the Civil Procedure Code but also of the provisions contained in the Specific Relief Act regarding the grant of permanent injunctions which considerations have been held to be relevant in the grant of temporary injunctions also by the Supreme Court in *Cotton Corporation of India v. United Industries Bank Limited*.² It is therefore surprising that this decision of the Supreme Court has not been noticed by the learned author. It is such lapses which affect the profundity of the discussion in a book of this nature. For instance, when the abuse of the issue of *ex parte* orders of stay was considered by the reviewer all the relevant decisions of the Supreme Court were also considered.³ Only a comprehensive and intensive discussion of the law justifies the publication of a monograph on such an important subject. However as some of the relevant provisions have been dealt with in some detail, it is a gain to have a separate book on the subject of interim orders and receiverships.

The redeeming feature of the book, however, is that the latest caselaw of the 70s and the 80s has been included in it, which is a real help and saves one from having to go to the latest digests of cases. The subject-index also is comprehensive so are the headings under which the law is stated. The paper, printing and the get-up are good and the price is reasonable.

V.S. Deshpande*

1. S.M. Ali, *The Law of Interim Orders and Receivership* (1988).

2. V.S. Deshpande, "Stay Orders --Abuse" 28 *JILJ* 141 (1986).

3. AIR 1983 SC 1272.

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