

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 3235 OF 2017
(@ SPECIAL LEAVE PETITION(C) NO.8477 OF 2016)

N.K. BHATIA (DECEASED) THR. LRS.

Appellant(s)

VERSUS

GARGI ANAND

Respondent(s)

O R D E R

1. Leave granted.
2. Heard the learned counsel for the parties.
3. The High Court by the impugned interim order dated 15.03.2016 during the pendency of the appeal had directed the concerned Engineer, South Delhi Municipal Corporation to demolish the portion of the 3rd Floor of property situated in Greater Kailash Enclave -I, New Delhi on or before 08.04.2016 and to raise the bill for demolition charges on the appellant. The appellant was directed to make the payment of the said bill. The aforesaid order has been questioned in the present appeal.
4. After hearing the matter, this Court had directed stay of operation of the impugned order vide order dated 1.4.2016. In our opinion, said interim order deserves to be continued till the final decision of the appeal by the High Court.

5. The High Court is requested to expedite the case and decide it expeditiously.

6. It is made clear that we have stayed the order regarding demolition during pendency of appeal in the High Court. The appeal is allowed to the aforesaid extent.

.....J.
(ARUN MISHRA)

.....J.
(AMITAVA ROY)

NEW DELHI;
FEBRUARY 23, 2017

ITEM NO.48

COURT NO.12

SECTION XIV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s).8477/2016

(Arising out of impugned final judgment and order dated 15/03/2016
in RFA No. 389/2015 passed by the High Court Of Delhi at New Delhi)

N.K. BHATIA (DECEASED) THR. LRS

Petitioner(s)

VERSUS

GARGI ANAND

Respondent(s)

(With interim relief and Office Report)

Date : 23/02/2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA

HON'BLE MR. JUSTICE AMITAVA ROY

For Petitioner(s) Mr. Pankaj Kumar Singh, Adv.
Ms. Varsha Rana, Adv.
Mr. Raj Singh Rana, Adv.

For Respondent(s) Mr. Ram Lal Roy, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeal is allowed in terms of the signed order.

(B.Parvathi)
Court Master

(Tapan Kr. Chakraborty)
Court Master

(Signed order is placed on the file)