

ITEM NO.4

COURT NO.13

SECTION IX

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). 4334/2017

(Arising out of impugned final judgment and order dated 16/11/2016 in CRA No. 198/2014 passed by the High Court Of Bombay)

ANAND GANGADHAR JOSHI

Petitioner(s)

VERSUS

KHAIRUNNISSA SADRUDDIN BILAWALA AND ORS

Respondent(s)

(with appln. (s) for exemption from filing c/c of the impugned judgment and interim relief)

Date : 18/04/2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL
HON'BLE MR. JUSTICE DEEPAK GUPTA

For Petitioner(s) Mr. Gaurav Agrawal, Adv.
Mr. Abhikalp Pratap Singh, Adv.

For Respondent(s) Mr. Shyam Divan, Sr. Adv.
Mr. C.U. Singh, Sr. Adv.
Mr. Ayaz Bilawala, Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Abhinav Agrawal, Adv.
Mr. Rishabh Parikh, Adv.
Mr. E. C. Agrawala, Adv.

UPON hearing the counsel the Court made the following

O R D E R

Heard.

We do not see any ground to interfere with the impugned order.

The special leave petition is accordingly dismissed.

However, the petitioner will have three years to vacate the suit premises. Mr. Gaurav Agrawal, learned counsel for the petitioner, has fairly submits that he does not have any

instruction from his client whether he is willing to file an undertaking in this regard.

If the petitioner is willing to accept the time to vacate, he has to file an undertaking in this Court within four weeks from today. We make it clear that if undertaking is not filed within four weeks, the decree will become executable.

Pending applications, if any, shall also stand disposed of.

(MAHABIR SINGH)
COURT MASTER

(SAROJ KUMARI GAUR)
COURT MASTER