

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. _____/2025
(@ SLP (C) No. 5541/2020)

KARNAVATI SALES CORPORATION & ORS.

APPELLANT(S)

VERSUS

AHMEDABAD MUNICIPAL CORPORATION &
ANR.

RESPONDENT(S)

O R D E R

Leave granted.

Mr. Sanjay Kumar Pathak, learned counsel, appearing for the appellants, states that the present appeal does not survive for consideration on merits as the appellant Nos. 1, 3 and 4 are not in existence anymore and appellant No. 2, Hajarbhai Surajmal Pannalal, expired.

Appellant No. 1, Karnavati Sales Corporation, is a sole proprietorship and its proprietor, namely, Kanaiyalal Pannalal, is stated to have expired on 21.01.2023. Appellant No. 2, Hajarbhai Surajmal Pannalal, is stated to have expired on 29.04.2021, while, Savarmal Sainee, the nominee of Kuber Tobacco Products Pvt. Ltd., appellant No. 3, expired on 30.04.2021. It is further stated that Kuber Tobacco Products Pvt. Ltd., which is shown independently as appellant No. 4, closed down in 2009 and surrendered its license under the Prevention of Food Adulteration Act, 1954.

In the light of aforestated developments and as appellant Nos. 1, 2 and 3, namely, the proprietor of Karnavati Sales Corporation, Hajarbhai Surajmal Pannalal and the nominee of Kuber Tobacco Products Pvt. Ltd., were sentenced by the High Court to suffer imprisonment, which direction is now rendered incapable of execution owing to their expiry, the matter requires to be closed. As regards Kuber Tobacco Product Pvt. Ltd, appellant No. 4, the High Court imposed a fine of ₹25,000/- (Rupees twenty five thousand only) upon it, but as the said company is stated to have closed down as long back as in the year 2009, we see no purpose in considering the validity of such imposition on merits at this stage.

The civil appeal stands disposed of, by setting aside the impugned judgment and order dated 13.02.2020, passed by the High Court of Gujarat at Ahmedabad in Criminal Appeal No. 194/2008, in these circumstances.

Pending application(s), if any, shall stand disposed of.

.....J.
(SANJAY KUMAR)

.....J.
(K.V. VISWANATHAN)

NEW DELHI
MAY 21, 2025.

ITEM NO.4

COURT NO.15

SECTION II-B

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 (Crl.) No. 5541/2020

[Arising out of impugned final judgment and order dated 13-02-2020 in CRLA No. 194/2008 passed by the High Court of Gujarat at Ahmedabad]

KARNAVATI SALES CORPORATION & ORS. Petitioner(s)

VERSUS

AHMEDABAD MUNICIPAL CORPORATION & ANR. Respondent(s)

IA No. 73172/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA No. 73174/2020 - EXEMPTION FROM FILING O.T.

Date : 21-05-2025 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR
HON'BLE MR. JUSTICE K.V. VISWANATHAN

For Petitioner(s) Mr. Sanjai Kumar Pathak, AOR
Mr. Nalin Talwar, Adv.
Mrs. Shashi Pathak, Adv.
Mr. Arvind Kumar Tripathi, Adv.

For Respondent(s) Ms. Aastha Mehta, Adv.
Ms. Deepanwita Priyanka, AOR
Ms. Prerana Mohapatra, Adv.
Ms. Prina Sharma, Adv.

Ms. Swati Ghildiyal, AOR
Ms. Neha Singh, Adv.

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

Leave granted.

The appeal is disposed of in terms of the signed order.

Pending application(s), if any, shall stand disposed of.

(BABITA PANDEY)
AR-cum-PS

(PREETI SAXENA)
COURT MASTER (NSH)

(Signed order is placed on the file)