

ITEM NO.12

Court 4 (Video Conferencing)

CORRECTED
SECTION XI-A

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).9720-9721/2020

(Arising out of impugned final judgment and order dated 18-02-2020 in OPC No.3389/2018, 18-02-2020 in OPC No.1654/2019 passed by the High Court Of Kerala At Ernakulam)

GEORGE JACOB

Petitioner(s)

VERSUS

LINU VARGHESE & ORS. ETC.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.79090/2020-EXEMPTION FROM FILING O.T.)

Date : 11-09-2020 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHUSHAN
HON'BLE MR. JUSTICE R. SUBHASH REDDY
HON'BLE MR. JUSTICE M.R. SHAH

For Petitioner(s)

Mr. Harin P. Raval, Sr. Adv.
Ms. Anzu. K. Varkey, AOR

For Respondent(s)

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

Heard Shri Harin P. Raval, learned senior counsel, appearing for the petitioner.

These special leave petitions have been filed against the judgment dated 18.02.2020 in OP(C) No.3389/2018 and 1654/2019. The High Court while disposing of the writ petition observed that every endeavour shall be made by the trial court to have the suit tried and disposed of expeditiously. The matter travelled up to the High Court with respect to interim mandatory injunction in a suit filed by plaintiff/petitioner.

Looking to the nature of dispute between the parties, we are of the view that ends of justice will be served, in observing as already observed by the High Court in the suit itself. We, thus, are of the view that these special leave petitions be not entertained. However, we observe that Original Suit No.115/2012 be disposed of at an early date by the learned Trial Court. Petitioner is directed not to take any unnecessary adjournment in the case. We further observe that Trial Court shall endeavour to dispose of the suit preferably within a period of one year.

The special leave petitions are dismissed.

Pending application(s), if any, stands disposed of.

(ARJUN BISHT)
COURT MASTER (SH)

(RENU KAPOOR)
BRANCH OFFICER

*Original Suit No.115/2012

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Looking to the nature of dispute between the parties, we are of the view that ends of justice will be served, in observing as already observed by the High Court in the suit itself. We, thus, are of the view that these special leave petitions be not entertained. However, we observe that Original Suit No.112/2012 be disposed of at an early date by the learned Trial Court. Petitioner is directed not to take any unnecessary adjournment in the case. We further observe that Trial Court shall endeavour to dispose of the suit preferably within a period of one year.

The special leave petitions are dismissed.

Pending application(s), if any, stands disposed of.

(ARJUN BISHT)
COURT MASTER (SH)

(RENU KAPOOR)
BRANCH OFFICER