

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. _____ OF 2026
(@ SLP(C) No. 12988-12989/2021)

AVANISH KUMAR SINGH

APPELLANT (S)

VERSUS

MANOJ KUMAR & ORS.

RESPONDENT(S)

O R D E R

1. Leave granted.
2. We have heard the learned counsel appearing for the appellant and the learned Senior counsel appearing for the respondents.
3. Inasmuch there is a concurrent finding on fact, by all the three Courts, on the question of readiness and willingness, coupled with the issue pertaining to the execution of the agreement, we are not inclined to allow this appeal.
4. However, taking into consideration the pendency of the other proceedings, and the fact that the agreement to sell was entered into, way back in the year 1980, with the appellant continuing with the possession, that part of the judgment and decree of the High Court, directing the plaintiff to pay 1/4th of the market value of the suit property as on the date, when the decree was passed by the High Court, stands modified to one half.

5. The appeals are disposed of, in the aforesaid terms.
6. Pending application(s), if any, shall stand disposed of.

.....J.
[M.M. SUNDRESH]

.....J.
[NONGMEIKAPAM KOTISWAR SINGH]

NEW DELHI;
27th JANUARY, 2026

ITEM NO.45

COURT NO.4

SECTION XI

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). 12988-12989/2021

[Arising out of impugned final judgment and order dated 05-05-2021 in SA No. 1873/1985 05-05-2021 in SA No. 2315/1985 passed by the High Court of Judicature at Allahabad]

AVANISH KUMAR SINGH

Petitioner(s)

VERSUS

MANOJ KUMAR & ORS.

Respondent(s)

[MEDIATION REPORT RECEIVED]

IA No. 103860/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 103837/2021 - EXEMPTION FROM FILING O.T.

IA No. 267796/2024 - EXEMPTION FROM FILING O.T.

IA No. 22191/2022 - EXEMPTION FROM FILING O.T.

IA No. 267794/2024 - INTERVENTION/IMPLEADMENT

IA No. 22190/2022 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

Date : 27-01-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.M. SUNDRESH
HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH

For Petitioner(s) Mr. Jayprakash Bansilal Somani, Adv.
Mr. Rajnish Kumar, Adv.
Mr. Manoj Kumar Chowdhary, Adv.
Mr. Jeevan R. Patil, Adv.
Ms. Shruti Kriti, Adv.
Ms. Pooja Agarwal, Adv.
Mr. Gajendiran G., Adv.
Ms. Shisba Chawla, AOR

For Respondent(s) Mr. Gagan Gupta, Sr. Adv.
Mr. Ananta Prasad Mishra, AOR
Mr. Jasbir Singh, Adv.
Mr. Saurabh Gupta, Adv.
Mr. Satish Kumar, AOR

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

Leave granted.

The appeals are disposed of in terms of the signed order.

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

(SWETA BALODI)

ASTT. REGISTRAR-cum-PS

(POONAM VAID)

ASSISTANT REGISTRAR

(Signed order is placed on the file)