

ITEM NO.39

COURT NO.7

SECTION XVI

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No(s). 9116/2017

PAWAN PROPERTIES

Appellant(s)

VERSUS

RAJ KUMAR DHANANIA & ORS.

Respondent(s)

(IA No. 34784/2023 - INTERVENTION/IMPLEADMENT)

Date : 21-02-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJIV KHANNA

HON'BLE MR. JUSTICE M.M. SUNDRESH

For Appellant(s)

Mr. Karan Bharihoke, AOR

For Respondent(s)

Mr. Snehasish Mukherjee, AOR

Mr. Raj Kamal, AOR

Mr. Manoj, Adv.

Ms. Aparna Sinha, AOR

M/S. Lawfic, AOR

Mr. Damasheshardri Naidu, Sr. Adv.

Mr. Sriram Parakkat, Adv.

Mr. M.s.vishnu Sankar, Adv.

Mr. Sidhartha Basu, Adv.

Ms. Athira G. Nair, Adv.

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

I.A. No. 34784/2023

The applicant has filed applications for recall of the settlement decree dated 23.03.2011, which applications were filed before the High Court of Calcutta in 2014 and have not been

decided. As long as the settlement decree has not been recalled or modified, the same would govern and bind the parties.

The learned counsel appearing for appellant - Pawan Properties (non-applicant) states that they would be bound by the settlement decree.

In view of the aforesaid position, the present application for impleadment is dismissed, clarifying that the appellant - Pawan Properties (non-applicant) would be bound by the settlement decree. We clarify that the dismissal of the present application will have no bearing on the application(s) for recall filed by the applicant before the High Court of Calcutta.

(BABITA PANDEY)
COURT MASTER (SH)

(R.S. NARAYANAN)
COURT MASTER (NSH)