

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.268/2020  
[@ SLP [C] NOS.21971/2016]

SHASHI GUPTA

Appellant(s)

VERSUS

JAINENDRA GURUKUL AND ORS

Respondent(s)

O R D E R

Leave granted.

On hearing learned counsel for the parties, the following agreed order is passed:

- 1) The impugned order dated 27.02.2016 is set aside.
- 2) The respondent would be at liberty to either simplicitor withdraw the appeal, or argue the appeal or move an application seeking to withdraw the suit.
- 3) In case of either eventualities, the appellant before us would have the right to take a stand and contend otherwise and it is thereafter, depending on which option the respondent exercises, would the Court pass an appropriate order.

The impugned order as well as the order dated 28.03.2011 permitting withdrawal of the appeal are set aside and the appeal is

thus, remitted back to the High Court by restoring the Regular Second Appeal No.416/2007.

The appeal is disposed of.

.....J.

[SANJAY KISHAN KAUL]

.....J.

[K.M. JOSEPH]

NEW DELHI;

JANUARY 14, 2020.

ITEM NO.7

COURT NO.12

SECTION IV

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.21971/2016

(Arising out of impugned final judgment and order dated 27-02-2016 in CM No.12502-C-2011 in RSA NO.416/2007 passed by the High Court of Punjab & Haryana at Chandigarh)

SHASHI GUPTA

Appellant(s)

VERSUS

JAINENDRA GURUKUL AND ORS

Respondent(s)

Date : 14-01-2020 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL  
HON'BLE MR. JUSTICE K.M. JOSEPH

For Appellant(s)      Mr. Neeraj Jain, Sr. Adv.  
                                 Mr. Siddharth Mittal, AOR  
                                 Mr. Prbhat Kumar, Adv.

For Respondent(s)    Mr. Ajay Veer Singh, Adv.  
                                 Ms. Divya Garg, Adv.  
                                 Mr. Uday Ram Bokadia, Adv.  
                                 Mr. Shubham Singh, Adv.  
                                 Mr. Shivam Takkar, Adv.  
                                 Mr. Sonal Jain, AOR

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, if any, stands disposed of.

(ASHA SUNDRIYAL)  
COURT MASTER

(ANITA RANI AHUJA)  
COURT MASTER

[Signed order is placed on the file]