

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).....

CC No. 21834/2016

(Arising out of impugned final judgment and order dated 18/04/2016 in CA No. 7990/2015 in FA No. 1996/2008 passed by the High Court of Gujarat at Ahmedabad)

PRADHYUMANSINH NATVARSINH VAGHELA AND ORS.

Petitioner(s)

VERSUS

NARESHBHAI HATHISING SHAH AND ORS.

Respondent(s)

(With appln(s) for c/delay in filing SLP and office report)

Date : 03/02/2017 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE R.K. AGRAWAL

For Petitioner(s)

Mr. D. Roy Chaudhary, Sr. Adv.
Mr. S. S. Jauhar, Adv.
Ms. Deepika T., Adv.

For Respondent(s)

Mr. Huzefa Ahmadi, Sr. Adv.
Mr. Tattavam K. Patel, Adv.
Mr. Pradhuman Gohil, Adv.
Ms. Taruna Singh Gohil, Adv.
Ms. Jaikriti S. Jadeja, Adv.
Mr. Himanshu Chaubey, Adv.UPON hearing the counsel the Court made the following
O R D E R

Delay condoned.

By the impugned order, the High Court has quashed the sale deed on the affidavit of the contemnors. Learned senior counsel appearing for the petitioner submits that in such an event, the money which was paid by the petitioners should have been returned.

Admittedly, this question was not raised before the High Court. We may further record the statement of the learned counsel appearing for the respondents that as per the respondents, no consideration was ever paid. Therefore, leaving the petitioners to work out any remedy that is available in law, if any, the special leave petition stands dismissed.

(Nidhi Ahuja)
Court Master

(Mala Kumari Sharma)
Court Master