

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(S).21009 OF 2017
(Arising from SLP(C) No(s). 5576/2015)

ADINATH SAHAKARI
GRIHANIRMAN SANSTHA LTD.

APPELLANT(S)

VERSUS

MAHENDRA RAMBHAU SAMBAREKAR & ORS.

RESPONDENT(S)

O R D E R

1. Leave granted.
2. We have heard the learned counsels for the parties.
3. In the totality of the facts of the case we are of the view that the High Court was not justified in passing the interim order with the conditions contained therein. Instead we are of the view the appropriate order that should govern the parties during the pendency of the Writ Petition No.2279 of 2013 would be that whatever construction, allotment, transfer etc. is made by the appellant in the present appeal (respondent in the writ petition) would be subject to the result of the said writ petition. We order accordingly.

4. Consequently, the appeal is disposed of with the aforesaid modification in the order of the High Court dated 04.12.2014.

.....,J.
(RANJAN GOGOI)

.....,J.
(R. BANUMATHI)

NEW DELHI
DECEMBER 08, 2017

ITEM NO.8

COURT NO.3

SECTION IX

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). 5576/2015

(Arising out of impugned final judgment and order dated 04-12-2014 in WP No. 2279/2013 passed by the High Court Of Judicature At Bombay)

ADINATH SAHAKARI
GRIHANIRMAN SANSTHA LTD.

Petitioner(s)

VERSUS

MAHENDRA RAMBHAU SAMBAREKAR & ORS.

Respondent(s)

Date : 08-12-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s) Mr. V. Giri, Sr.Adv.
Mr. Gaurav Agrawal, AOR
Mr. Abhikalp Pratap Singh, Adv.
Mr. abhay Anturkar, Adv.

For Respondent(s) Mr. Kunal Cheema, Adv.
Mr. Nishant Ramakantrao Katneshwarkar, AOR

Mr. Karunakar Mahalik, AOR
Mr. Chandan Kumar Mandal, Adv.
Mr. Durga Dutt, Adv.
Mr. D.D. Sharma, Adv.
Mr. Sanjeev Sharma, Adv.
Mr. Rajendra Pd., Adv.
Mr. Ajay Mandyal, Adv.

Mr. Vinay Navare, Adv.
Ms. Gwen Kartika, Adv.
Ms. Abha R. Sharma, 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(s), if any, shall stand disposed of.

(NEETU KHAJURIA)
COURT MASTER

(ASHA SONI)
BRANCH OFFICER

(Signed order is placed on the file.)