ITEM NO.31 Court 3 (Video Conferencing) SECTION X

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

Petition(s) for Special Leave to Appeal (C) No(s).14249/2020

(Arising out of impugned final judgment and order dated 02-03-2020 in WP No. 2237/2019 passed by the High Court of Uttarakhand at Nainital)

GURDEEP KAUR Petitioner(s)

VERSUS

SHIV KUMAR & ORS. Respondent(s)

(WITH I.R. and IA No.121862/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.121863/2020-EXEMPTION FROM FILING O.T.)

Date : 27-11-2020 This petition was called on for hearing today.

CORAM : HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MS. JUSTICE INDU MALHOTRA
HON'BLE MS. JUSTICE INDIRA BANERJEE

For Petitioner(s) Dr. Sumanta Bhardwaj, Adv.
Ms. Mridula Ray Bharadwaj, AOR

For Respondent(s)

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

1 The suit being, Suit No 12 of 1972, was decreed by the Court of the Munsif, Roorkee on 15 December 1980. The judgment of the trial Court was eventually affirmed by the High Court in second appeal, being Second Appeal No 1486 of 2001 on 17 July 2007. Objections to the execution of the decree have been rejected and that has attained finality. It is well-settled that the decree has to be enforced in accordance with its terms.

Signature Not Verified
Digitally signed by Sanjay Kumar
Date: 2020.11.27 19:29:36 IST
Reason:

2 Consequently, no case for interference by this Court under Article 136 of the Constitution is made out. There is no error in the judgment of the High Court.

3 The Special Leave Petition is accordingly dismissed.

4 Pending applications stand disposed of.

(SANJAY KUMAR-I)
AR-CUM-PS

(SAROJ KUMARI GAUR)
COURT MASTER