

ITEM NO.3

COURT NO.5

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

Civil Appeal No(s). 174/2021

SUDESH CHHIKARA

Appellant(s)

VERSUS

RAMTI DEVI & ANR.

Respondent(s)

IA No. 55920/2022 - APPROPRIATE ORDERS/DIRECTIONS

Date : 14-07-2022 This application was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE M.M. SUNDRESH

For Appellant(s) Mr. Kanhaiya Singhal, AOR
 Ms. Vani Singhal, Adv.
 Ms. Anisha Aggarwal, Adv.

For Respondent(s) Mr. Sunil Fernandes, AOR
 Mr. P. Ramesh, Adv.
 Ms. Nupur Kumar, Adv.
 Mr. Shubham Sharma, Adv.

Mr. Surya Nath Pandey, Adv.
Mr. Divakar Kumar, AOR

Mr. Gagan Gupta, AOR

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

IA No. 55920/2022 - APPROPRIATE ORDERS/DIRECTIONS

On hearing learned counsel for the parties we were inclined to make interim arrangements for looking after respondent No.1 as she is an 85 year old lady who had gifted her property to her two surviving daughters and a son (out of whom one daughter and son have since passed away).

Thus, a monthly maintenance and an amount to be kept in FDR for her medical needs was, what was being envisaged.

At this stage, the instructing counsel to respondent No.1 categorically stated that the lady is present in Court and would like to say something and literally produced her as exhibit P-1! She is categorical in her statement that she does not want any maintenance from anybody. She is staying in her ancestral home and her pension is sufficient to maintain herself. The only thing is that she presses her claim as originally made seeking to get back the property which she had gifted. That is an aspect which will have to be examined in appeal.

From the manner she talks and her movement in Court she seems quite hale and hearty, despite her age.

In view of the aforesaid facts and circumstances of the case, we are not inclined to make any provision as respondent No.1/applicant does not want it.

The application accordingly stands disposed of.

Civil Appeal No(s). 174/2021

List for hearing in the week commencing 10.10.2022 on the Regular Board.

In the meantime, learned counsel for the parties to file short synopsis running into not more than 3 pages each.

[ASHA SUNDRIYAL]
ASTT. REGISTRAR-cum-PS

[POONAM VAID]
COURT MASTER (NSH)