

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).27561/2017

(Arising out of impugned final judgment and order dated 14-06-2017 in RSA No. 200164/2017 passed by the High Court Of Karnataka At Kalaburagi)

SHIVANAND

Petitioner(s)

VERSUS

KASHIMBAI &amp; ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.104802/2017-EXEMPTION FROM FILING O.T.)

Date : 06-11-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.A. BOBDE

HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR

For Petitioner(s) Ms. Kiran Suri, Sr. Adv.  
Mr. S.J. Amith, Adv.  
Mrs. Prem Lata, Adv.  
Dr. (Mrs. ) Vipin Gupta, AOR

For Respondent(s) Mr. Sushil Jain, Sr. Adv.  
Ms. Rekha Patil, Adv.  
Mr. H. Chandra Sekhar, AOR  
Mr. Sollapathi, Adv.

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

Ms. Kiran Suri, learned Senior Counsel appearing for the petitioner seeks permission to withdraw this petition with liberty to file review petition before the High Court on the question of direction to handover possession to the defendant/s.

Permission, as sought for, is granted.

However, we see no reason to interfere with rest of the impugned judgment and order passed by the High Court.

Accordingly, the special leave petition is dismissed as withdrawn with the aforesaid liberty.

Needless to state that in case the petitioner fails before the High Court, he is permitted to approach this Court once over again challenging the main order as well as the order passed in the review petition.

(SANJAY KUMAR-II)  
COURT MASTER (SH)(INDU KUMARI POKHRIYAL)  
BRANCH OFFICER