

ITEM NO.55

COURT NO.11

SECTION IV-A

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). 36290/2017

(Arising out of impugned final judgment and order dated 06-07-2017 in SA No. 672/2009 passed by the High Court Of Madhay Pradesh At Indore)

MANORAMA BAI & ORS.

Petitioner(s)

VERSUS

DEVKARAN & ORS.

Respondent(s)

(With Interim Relief and IA No.130235/2017-EXEMPTION FROM FILING O.T.)

WITH Diary No(s). 35271/2017 (IV-A)

(IA No.138068/2017-CONDONATION OF DELAY IN FILING and
IA No.138073/2017-EXEMPTION FROM FILING O.T. and
IA No.138070/2017-CONDONATION OF DELAY IN REFILEING)

Diary No(s). 35275/2017 (IV-A)

(FOR CONDONATION OF DELAY IN FILING ON IA 1735/2018 FOR CONDONATION OF DELAY IN REFILEING ON IA 1736/2018 FOR EXEMPTION FROM FILING O.T. ON IA 1737/2018)

Diary NO(s).34945/2017

Date : 05-02-2018 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s) Mr. A.K. Shrivastava, Sr. Adv.
(SLP 36290/2017) Mr. Akshat Shrivastava, AOR
Mr. Sarbajit Dutta, Adv.

(D.No.35271/2017 & Mr. Jayant Bhushan, Sr. Adv.
D.No.35275/2017 Mr. N.K. Mody, Sr. Adv.
(D.No.34945/2017) Mr. Ankur Mody, Adv.
Mr. M. P. Shorawala, AOR
Mr. Pankaj Gupta, Adv.
Mr. Siddhi Padia, Adv.
Mr. Santosh Sharma, Adv.

For Respondent(s) Mr. A.K. Shrivastava, Adv.
Mr. Akshat Shrivastava, AOR

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

Heard.

SLP(C)No.36290/2017 :

The question of admissibility of copy of sale deed ought to have been gone into by the High Court.

Accordingly, we set aside the impugned order and remand the matter to the High Court for a fresh decision in accordance with law.

The special leave petition is accordingly disposed of.

Pending applications, if any, shall also stand disposed of.

SLP(C) NO(s).....D.No.35271/2017,
SLP(C) NO(s).....D.No.35275/2017 and
SLP(C) NO(s).....D.NO.34945/2017 :

Special leave petition(s) (D.No.34945 of 2017) is taken on Board.

Delay condoned.

In view of order in SLP(C)No.36290 of 2017, there is no need to pass a separate order in these matters, as the view point of plaintiff(s) may also be considered by the High Court.

The special leave petitions are accordingly disposed of.

Pending applications, if any, shall also stand disposed of.

(MAHABIR SINGH)
COURT MASTER

(SUMAN JAIN)
BRANCH OFFICER