

ITEM NO.29

COURT NO.12
S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SECTION IV-A

Petition(s) for Special Leave to Appeal (C) No(s).
28706-28707/2017

(Arising out of impugned final judgment and order dated 31-08-2017
in IA No. 2/2016 31-08-2017 in IA No. 1/2017 passed by the High
Court Of Karnataka At Bangalore)

S.N. PADMA PRASAD & ORS.

Petitioner(s)

VERSUS

B.S. JAGADISH & ORS.

Respondent(s)

(FOR ADMISSION and I.R.)

Date : 10-11-2017 These petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN
HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

For Petitioner(s) Mrs. Kiran Suri, Sr. Adv.
Mr. Anand Sanjay M. Nuli, Adv.
Mr. Dharm Singh, Adv.
Mr. Saket Gogia, Adv.
For M/s. Nuli & Nuli, AOR

For Respondent(s)

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

Learned senior counsel appearing on behalf of the petitioners
is aggrieved not only by the vacation of stay but also by the
observation made in para 8 which reads as follows:

"It is further observed and clarified that the
claim of the original plaintiff over the land shall
not exceed the area of 1/4th frontage of M.M. road
measuring 10 guntas bearing Sy.No.18."

It is obvious that the vacation of stay order is itself an
interim order and will not bind the parties once the matter is
finally decided in appeal.

With this observation, we dispose of the Special Leave
Petitions.

(R. NATARAJAN)
COURT MASTER (SH)

(SAROJ KUMARI GAUR)
COURT MASTER