

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). 26928/2019

(Arising out of impugned final judgment and order dated 01-08-2019 in SCA No. 9318/2017 passed by the High Court Of Gujarat at Ahmedabad)

BHARATKUMAR KANTILAL KAPADIYA

Petitioner(s)

VERSUS

THE STATE OF GUJARAT & ORS.

Respondent(s)

(IA No. 29268/2020 - EXEMPTION FROM FILING O.T.
IA No. 173597/2019 - EXEMPTION FROM FILING O.T.
IA No. 227117/2024 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

WITH

SLP(C) No. 27384/2019 (III)

(IA No. 175528/2019 - EXEMPTION FROM FILING O.T.)

Date : 18-10-2024 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

For Petitioner(s) Mr. Kapil Sibal, Sr. Adv.(NP)
Mr. Puneet Jain, Sr. Adv.
Ms. Pratibha Jain, AOR
Mrs. Christi Jain, Adv.
Mr. Mann Arora, Adv.
Mr. B M Mangukiya, Adv.
Ms. Akriti Sharma, Adv.
Mr. Harsh Jain, Adv.
Mr. Om Sudhir Vidyarthi, Adv.

For Respondent(s) Mr. Tushar Mehta, Solicitor General
Ms. Aastha Mehta, Adv.
Mr. Deep Vyas, Adv.
Ms. Deepanwita Priyanka, AOR
Ms. Prerana, Adv.
Ms. Prerana Mohapatra, Adv.

Mr. Vikramjit Banerjee, A.S.G.
Mr. Amrish Kumar, AOR
Mr. Nachiketa Joshi, Adv.
Mr. Prashant Rawat, Adv.
Mr. Karitikeya Asthana, Adv.
Ms. Satvika Mishra, Adv.
Ms. Sweksha, Adv.

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

After having carefully perused the impugned order and after carefully considering the submissions made across the Bar by learned Senior Counsel appearing for the petitioner, we find absolutely no merit in the petition.

Apart from the fact that the petitioner has no title to the property subject matter, this is a case where in violation of order of status quo, construction of 16 illegal structures was made.

The Special Leave Petitions are accordingly dismissed with costs quantified at Rs.1,00,000/- (Rupees One Lakh) payable to Respondent No.3. Amount of costs to be paid within a period of one month from today.

Pending application(s), if any, shall stand disposed of.

(KAVITA PAHUJA)
ASTT. REGISTRAR-cum-PS

(AVGV RAMU)
COURT MASTER (NSH)