

ITEM NO.16

COURT NO.5

SECTION XI

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

Diary No(s). 17834/2017

(Arising out of impugned final judgment and order dated 21-07-2016 in SA No. 101/2016 and judgment dated 01-03-2017 in CMRA No. 271572/2016 in SA.No.101/2016 passed by the High Court of Judicature at Allahabad)

UDAI BHAN SHARMA

Petitioner(s)

VERSUS

ABHA SHARMA & ANR.

Respondent(s)

Date : 23-10-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s) Mr. S.U. Khan, Adv.
 Mr. Janardan, Adv.
 Mr.Praveen Jain, AOR

For Respondent(s) Mr. J.M. Sharma, Sr.Adv.
 Mr. Sanjay Misra, Adv.
 Mr. Mahendra Vikram Singh, Adv.
 Mr. Rakesh K. Sharma, AOR
 Mr. Nishant, Adv.

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

Delay condoned.

Issue notice on questions 4 to 12.

Mr. J.M. Sharma, learned senior counsel appears on caveat on behalf of respondent No.1 and waives service of notice.

Issue notice to respondent No.2.

Mr. J.M. Sharma, learned senior counsel submits that even

assuming that the petitioner has a case, it will ultimately be on a dispute as to the share of 1/3rd or 1/4th.

The issue can be finally settled after the notice is served on respondent Nos. 1 and 2. The final decree proceedings may go on but the decree may not be drawn for a period of two months.

List on 28th November, 2017.

(USHA RANI BHARDWAJ)
AR CUM PS

(RENU DIWAN)
ASST.REGISTRAR