

ITEM NO.58

COURT NO.6

SECTION III

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

SPECIAL LEAVE PETITION (CIVIL)..... Diary No(s).40063/2018

(Arising out of impugned final judgment and order dated 12-07-2018 in CA No.2/2018 in FA No.2413/2018 passed by the High Court Of Gujarat At Ahmedabad)

SURAT AGRICULTURE PRODUCE MARKET COMMITTEE

Petitioner(s)

VERSUS

FATEHALI GULAM MOHAMMAD VAJIRWALA & ORS.

Respondent(s)

(With appln.(s) for c/delay in filing SLP, exemption from filing c/c of the impugned judgment and exemption from filing O.T.)

Date : 19-11-2018 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE VINEET SARAN

For Petitioner(s) Mr. Shyam Divan, Sr. Adv.
Mr. Chirag Patel, Adv.
Mr. Pradhuman Gohil, Adv.
Mrs. Taruna Singh Gohil, AOR
Mr. Himanshu Chaubey, Adv.
Ms. Tanvi Bhatnagar, Adv.

For Respondent(s)

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

Delay condoned.

Heard Mr. Shyam Divan, learned senior counsel appearing for the petitioner-Surat Agricultural Produce Market Committee.

The High Court has issued rule. However, condition has been imposed that the petitioner has to deposit the entire amount of compensation awarded by the Reference Court, whereas the same has been questioned and it was pointed out that considering the financial position of the

Committee, it would not be possible to deposit the amount of Rs.23.50 Crores. (Rupees Twenty Three Crores Fifty Lakhs). Since this aspect was not raised before the High Court, we permit the petitioner to file application for modification of the order. We request the High Court to consider the same and to pass appropriate orders.

Accordingly, the special leave petition and pending applications stand disposed of.

(Jagdish Chander)
Branch Officer

(Sarita Purohit)
AR-cum-PS