

ITEM NO.11

COURT NO.13

SECTION XII-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 SSPECIAL LEAVE PETITION (CIVIL) Diary No.410/2025

[Arising out of impugned final judgment and order dated 06-09-2024 in AS No. 536/2011 passed by the High Court of Andhra Pradesh at Amravati]

KARIMUNNISA BEGUM & ORS.

Petitioner(s)

VERSUS

YALAMANCHILI RAJANI

Respondent(s)

(FOR ADMISSION)

(IA No. 97932/2025 - CONDONATION OF DELAY IN REFILEING SLP & IA No. 97931/2025 - EXEMPTION FROM FILING O.T.)

Date : 13-05-2025 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA

HON'BLE MR. JUSTICE R. MAHADEVAN

For Petitioner(s) :

Mr. Siddhartha Dave, Sr. Adv.
Mr. Byrapaneni Suyodhan, Adv.
Ms. Tatini Basu, AOR
Ms. Nina Nariman, Adv.
Mr. Kumar Shashank, Adv.
Ms. O. Keerthi, Adv.

For Respondent(s) :

Mr. Rajiv Shakhder, Sr. Adv.
Mr. Hemendranath Reddy, Adv.
Mr. Roddam Prashanth Reddy, Adv.
Mr. Karan Khetani, Adv.
Mr. Jonathan Evan Raja, Adv.
Mr. Namit Saxena, AOR

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

1. Delay condoned.
2. Exemption Application is allowed.
3. Heard Mr. Siddhartha Dave and Ms. Nina Nariman, the learned counsel appearing for the petitioners (original defendants) and

Mr. Rajiv Shakhder, the learned counsel appearing for the respondent (original plaintiff).

4. We take notice of the fact that there are concurrent findings of Courts below in favour of the plaintiff.

5. The Courts below have granted relief of specific performance of contract in favour of the plaintiff. The agreement for sale is dated 29-08-2003. The total sale consideration fixed in the agreement is Rs.8,91,000/-. Rs.2,00,000/- is said to have been paid towards advance sale consideration at the relevant point of time. Since the original vendor was not inclined to execute the sale deed, the plaintiff had to institute a suit for specific performance. The suit came to be decreed. The defendants went in appeal. The appeal failed.

6. In such circumstances, the petitioner is here before us with the present petition.

7. We are of the view *prima facie* that since the agreement is of 2003 and almost 22 years have elapsed, we should persuade the plaintiff to pay something more towards sale consideration.

8. Mr. Shakhder, the learned counsel would like to seek instructions in this regard and revert.

9. Issue notice, returnable on 14-7-2025.

10. We request Mr. Dave and Ms. Nina Nariman to have a dialogue with Mr. Shakhder as regards enhancing the sale consideration.

(VISHAL ANAND)
ASTT. REGISTRAR-cum-PS

(POOJA SHARMA)
COURT MASTER (NSH)