

ITEM NO.4

COURT NO.16

SECTION IV-C

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).6272/2020

(Arising out of impugned final judgment and order dated 20-08-2019 in SA No.1478/2019 passed by the High Court of M.P. at Indore)

KRISHNA NARAYAN & ORS.

Petitioner(s)

VERSUS

JAGDISHCHAND & ANR.

Respondent(s)

IA No.31282/2021 - EXEMPTION FROM FILING O.T.

IA No.31648/2020 - EXEMPTION FROM FILING O.T.

IA No.31280/2021 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

Date : 11-10-2022 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURYA KANT

HON'BLE MR. JUSTICE M.M. SUNDRESH

For Petitioner(s) Mr. J.C. Gupta, Sr.Adv.
Mr. Rao K R, Adv.
Ms. Tanya Raizada, Adv.
Mr. Sumit Sharma, Adv.
Mr. Niraj Sharma, AOR

For Respondent(s)

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

1. We have heard learned Senior counsel for the petitioners at a considerable length and carefully perused the material placed on record.

2. On a perusal of the material placed on record, it reveals that the land bearing Survey No.825 was sold by late Babulal, the predecessor of the petitioners, to respondent No.2 by way of a registered Sale Deed dated 03.03.1983. It is true that respondent No.1 was the tenant over the suit land at that time but consequent upon the aforesaid Sale Deed, he entered into a settlement with respondent No.2 and surrendered the possession. In this manner,

respondent No.2 acquired the full status of owner in possession of the suit land. The subsequent claim of the petitioners against the previous tenant, namely, respondent No.1, in these suit proceedings, is wholly misconceived.

3. Consequently, we do not find any ground to interfere with the concurrent finding of facts recorded by the courts below.

4. The Special Leave Petition stands disposed of accordingly.

5. However, it is clarified that the observations made in the instant order are only in the context of the suit proceedings and shall have no bearing on another appeal, stated to be filed by the petitioners before the High Court, which shall be decided in accordance with law and on its own merit.

6. Consequent upon disposal of the Special Leave Petition, pending interlocutory applications also stand disposed of.

(SATISH KUMAR YADAV)
DEPUTY REGISTRAR

(PREETHI T.C.)
COURT MASTER (NSH)