

ITEM NO.7

Virtual Court 4

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).6528/2020

(Arising out of impugned final judgment and order dated 25-10-2019 in SPLCA No. 19107/2019 passed by the High Court of Gujarat at Ahmedabad)

BABUBHAI KHODABHAI PADSALA & ORS.

Petitioner(s)

VERSUS

DHARMESHKUMAR DHANSUKHLAL JARIWALA & ORS.

Respondent(s)

(WITH I.R. and IA No.46823/2020-CONDONATION OF DELAY IN FILING and IA No.46825/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.46827/2020-EXEMPTION FROM FILING O.T. and IA No.46824/2020-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Date : 15-06-2020 This petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MR. JUSTICE HEMANT GUPTA
HON'BLE MR. JUSTICE AJAY RASTOGI

For Petitioner(s) Mr. Harshit Tolia, Adv.
Mr. P.S. Sudheer, AOR
Ms. Shruti Jose, Adv.

For Respondent(s)

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

- 1 Delay condoned.
- 2 Since the case is still pending before the High Court and the Special Leave Petition is directed against an interim order dated 25 October 2019 issuing notice and directing the *status quo* to be maintained in the meantime, we are not exercising

our jurisdiction under Article 136 of the Constitution, at this stage. However, without expressing any opinion on the merits of the rival contentions, we grant liberty to the petitioners to apply for vacating or, as the case may be, modifying the order dated 25 October 2019 directing the observance of *status quo*. In the event that such an application is made, we request the High Court to dispose of the application within a period of one month from the date of the filing of the application.

3 Subject to the aforesaid, the Special Leave Petition is dismissed.

4 Pending application, if any, stands disposed of.

(SANJAY KUMAR-I)
AR-CUM-PS

(SAROJ KUMARI GAUR)
COURT MASTER