

ITEM NO.18 Court 9 (Video Conferencing) 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

Petition(s) for Special Leave to Appeal (C) No(s). 4840/2021

(Arising out of impugned final judgment and order dated 20-01-2021 in LPA No. 668/2016 passed by the High Court Of Gujarat At Ahmedabad)

NARSING MANGANLAL PADHIYAR

Petitioner(s)

VERSUS

AMRUTSINH NATHTHUSINH PADHIYAR & ANR.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.42285/2021-EXEMPTION FROM FILING O.T.)

Date :05-04-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE HEMANT GUPTA

For Petitioner(s)

Mr. Sourabh Kirpal, Sr. Adv.
Mr. Nachiketa Joshi, AOR
Ms. Sonal Vyas, Adv.
Ms. Himadri Haksar, Adv.

For Respondent(s)

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

Learned senior counsel for the petitioner contends that on the issue whether the petitioner is a tenant or not, this would be a third remand in terms of the impugned order. He further submits that the endeavour of the purchaser to get himself impleaded as a party did not succeed in the earlier proceedings and that order became final and thus there cannot be a remand on the basis that

the subsequent purchaser was not heard.

Issue notice.

In the meantime, proceedings in pursuance to the impugned order are stayed.

A copy of the order to accompany notice.

[CHARANJEET KAUR]
ASTT. REGISTRAR-cum-PS

[POONAM VAID]
COURT MASTER (NSH)