

ITEM NO.22

COURT NO.2

SECTION XIV

S U P R E M E C O U R T O F
R E C O R D O F P R O C E E D I N G S

I N D I A

2015 Petition(s) for Special Leave to Appeal (C)

No(s). 21878/

(Arising out of impugned final judgment and order dated 30/01/2015
in CRP No. 161/2009 passed by the High Court Of Delhi At New Delhi)

(s) PANKAJ KHANNA AND ANR.

Petitioner

VERSUS

ASHA KHANNA AND ORS Respondent(s)
(with appln. (s) for permission to place addl. documents on record
and office report)

Date : 24/08/2015 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR
HON'BLE MR. JUSTICE V. GOPALA GOWDA

For Petitioner(s)

Mr. Vikas Mahajan, Adv.
Mr. Vishal Mahajan, Adv.
Mr. A.N.Singh, Adv.
Mr. Arun Singh, Adv.
Ms. Anuradha Mutatkar, Adv.

For Respondent(s)

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

Learned counsel for the petitioner submits that the High
Court was in error in holding that judgment and decre
dated 13.02.2009 passed by the Civil Judge, Amritsar in Civil Sui
t No.

295 of 1989 had attained finality.
Signature Not Verified

He submits that although th

e
Digitally signed by
Shashi Sareen
Date: 2015.08.28

first appeal directed against the judgment
10:22:48 IST
Reason:
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of the Trial Cou

been dismissed, a second appeal filed against the two judgments and
decrees of the courts below was pending before the High Court and

continues to pending till date. The Judgment of Civil Judge, had
not therefore, attained finality so as to operate res judicata
between the parties.

Issue notice.

(Shashi Sareen)
AR-cum-PS

(Veena Khera)
Court Master