

ITEM NO.1 Court 12 (Video Conferencing)

SECTION IX

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). 31288-31290/2011

(Arising out of impugned final judgment and order dated 21-09-2011 in WP No. 2906/2004 21-09-2011 in WP No. 899/2011 21-09-2011 in WP No. 357/2011 passed by the High Court Of Judicature At Bombay)

MAHARASHTRA STATE BOARD OF WAKFS

Petitioner(s)

VERSUS

SHAIKH YUSUF BHAI CHAWLA & ORS.

Respondent(s)

WITH

SLP(C) No. 3136/2016 (IX)

ONLY IA No. 6929/2022 - APPLICATION FOR VACATION OF INTERIM ORDER IS LISTED

Date : 11-02-2022 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Parties:

Mr. Javed R. Shaikh, Adv.
 Mr. Sudhanshu S. Choudhari, AOR
 Mr. Mahesh P. Shinde, Adv.
 Ms. Rucha Pande, Adv.

Mr. Tejasvi Kumar, Adv.
 Mr. Syed Sarfaraz Karim, Adv.
 Mr. Narender Singh, Adv.
 Mr. Deepak Kumar, Adv.
 Mr. Ambar Qamaruddin, AOR

Mr. Kapil Sibal, Sr. Adv.
 Mr. Rahul Chitnis, Adv.
 Mr. Sachin Patil, AOR
 Mr. Aaditya A. Pande, Adv.
 Mr. Geo Joseph, Adv.
 Ms. Shwetal Shepal, Adv.

Mr. Ashok Mathur, AOR

Mr. Shashibhushan P. Adgaonkar, AOR

Mr. Ejaz Maqbool, AOR
 Mr. Saif Zia, Adv.

Mr. T. Mahipal, AOR
 Ms. Abha R. Sharma, AOR
 Mr. Nirnimesh Dube, AOR

Mrs. Yugandhara Pawar Jha, AOR
Mr. Kunal Verma, AOR
Mr. Praveen Kumar, AOR

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

IA No. 6929/2022 in SLP(C) No. 3136/2016:

The grievance which is voiced in the present application is that, despite the order of status *quo* of possession and title, the original petitioners - Sayyed Hamid Latif and Syed Amin Latif are putting up the construction illegally for which even the Ahmednagar Municipal Corporation has also issued a notice on 22.12.2021.

Mr. Tejasvi Kumar, learned Advocate, has appeared on behalf of the original petitioners - Sayyed Hamid Latif and Syed Amin Latif
Issue notice, returnable on 25.02.2022.

The petitioners before this Court Sayyed Hamid Latif and Syed Amin Latif are hereby restrained from putting up any further construction on the property in question.

The Commissioner, Ahmednagar Municipal Corporation is hereby directed to prepare a *panchnama* and submit a report to this Court with respect to the construction and/or position of the property in question being Bhangar/Chavni Parishad, G.L.R. No. 716, G.P.O. Road, Ahmednagar for which even a notice has been issued by the Corporation on dated 22.12.2021. The Report to be submitted to this Court before the next date of hearing.

Dasti, in addition, insofar as the present order to be served upon the Commissioner, Ahmednagar Municipal Corporation is concerned.

(R. NATARAJAN)
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)
BRANCH OFFICER