

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(s). 8949 OF 2014
(Arising out of S.L.P.(C) No. 2470 of 2014)

GAURISHANKAR GOVARDHANDAS TODI (D)
BY LRS.

... APPELLANT(S)

VERSUS

SHYAMSUNDER RADHEYSHYAM AGARWAL

...RESPONDENT(S)

O R D E R

Leave granted.

Heard learned senior counsel appearing on behalf of the parties and perused the order passed by the High Court.

The appellants in this appeal are questioning the correctness of the interim order passed by the High Court to stay the order of decree of specific performance and also granting injunction restraining the appellants-defendants from interfering with the possession of the respondent-plaintiff.

This Court vide Order dated 10.02.2014, while issuing notice directed the parties to maintain status quo. The purport of the order is to maintain status quo regarding the disputed suit property. In this view of the matter, it would be just and proper to continue the status quo order with a request to the High Court

to hear both the parties and dispose of the appeal on merits without being influenced by any of the observation made in this matter, within a period of three months from the date of receipt of a copy of this order.

In the result, the appeal is disposed of with the abovesaid observation.

.....J.
(V. GOPALA GOWDA)

.....J.
(ADARSH KUMAR GOEL)

NEW DELHI,
SEPTEMBER 12, 2014

ITEM NO.46

COURT NO.14

SECTION IX

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). 2470/2014

(Arising out of impugned final judgment and order dated 19/12/2013 in CA No. 4711/2013 in FA No. 1789/2013 passed by the High Court Of Bombay)

GAURISHANKAR GOVARDHANDAS TODI (D) BY LRS

Petitioner(s)

VERSUS

SHYAMSUNDER RADHEYSHYAM AGARWAL

Respondent(s)

(With interim relief and office report)

Date : 12/09/2014 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE V. GOPALA GOWDA
HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

For Petitioner(s) Mr. C.A. Sundaram, Sr. Adv.
Mr. Vinay Navare, Adv.
Mr. Keshav Ranjan, Adv.
Mr. Satyajeet Kumar, Adv.
Ms. Abha R. Sharma, Adv.

For Respondent(s) Mr. Kapil Sibbal, Sr. Adv.
Mr. Harin Rawal, Sr. Adv.
Mr. Venkita Subramoniam T. R., Adv.
Mr. Rahul Jain, Adv.
Mr. Sandesh Patil, Adv.

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

Leave granted.

The appeal is disposed of in terms of the signed order.

(S.K. RAKHEJA)
COURT MASTER

(MALA KUMARI SHARMA)
COURT MASTER

(Signed order is placed on the file)