

ITEM NO.19

COURT NO.15

SECTION IV-A

**S U P R E M E C O U R T O F I N D I A**  
**RECORD OF PROCEEDINGS**

**SPECIAL LEAVE PETITION (CIVIL) Diary No.20938/2023**

(Arising out of impugned final judgment and order dated 13-01-2023 in RFA No. 100186/2016 passed by the High Court of Karnataka Circuit Bench at Dharwad)

YALLANSA &amp; ORS.

Petitioner(s)

VERSUS

AMBASA &amp; ORS.

Respondent(s)

(IA No.146354/2023-CONDONATION OF DELAY IN FILING and IA No.146357/2023-APPLICATION FOR SUBSTITUTION and IA No.146361/2023-SETTING ASIDE AN ABATEMENT and IA No.146350/2023-EXEMPTION FROM FILING O.T. and IA No.146364/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS and IA No.146363/2023-APPLICATION FOR CONDONATION OF DELAY IN FILING THE APPLICATION FOR SETTING ASIDE THE ABATEMENT)

Date : 01-09-2023 This petition was called on for hearing today.

**CORAM : HON'BLE MR. JUSTICE C.T. RAVIKUMAR**  
**HON'BLE MR. JUSTICE SUDHANSHU DHULIA**

**For Petitioner(s)** Mr. Krishnan Venugopal, Sr. Adv.  
 Mr. Deepak Prakash, AOR  
 Mr. Krishnan Agarwal, Adv.  
 Mr. Kamal Singh Bisht, Adv.  
 Mr. Pawan Kr. Dabas, Adv.  
 Mr. Raneev Dahiya, Adv.  
 Mr. Nachiketa Vajpayee, Adv.  
 Ms. Divyangna Malik, Adv.  
 Ms. Vishnu Priya, Adv.  
 Mr. Shyam Nair, Adv.  
 Ms. Shruti Srivastava, Adv.  
 Mr. Vardaan Kapoor, Adv.

**For Respondent(s)**

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

**Delay condoned.**

**Issue notice.**

**Upon hearing learned Senior Counsel we are also inclined to grant a conditional stay of all further proceedings in Execution Case No.81/2023 in O.S. No.178/2005, on the file of the Court of the Principal Senior Civil Judge, Hubballi at Hubballi.**

**The learned senior counsel appearing the petitioner(s) submitted that the petitioner(s) may be permitted to deposit 25% of the cost awarded in R.F.A. No.100186/2016. However, we order that all further proceedings in Execution Case No.81/2023 will stand stayed on condition that the petitioner(s) deposits 50% of the amount remaining to be paid viz., Rs. 61,59,730/- within eight weeks from today. The Executing Court on receipt of the said amount shall keep it in the interest bearing fixed deposit account for a period of six months.**

**(VIJAY KUMAR)  
COURT MASTER (SH)**

**(MATHEW ABRAHAM)  
COURT MASTER (NSH)**