

ITEM NO.12 Court 3 (Video Conferencing) SECTION XV

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). 15083/2021

(Arising out of impugned final judgment and order dated 29-04-2021 in SBCWP No. 729/2020 passed by the High Court Of Judicature For Rajasthan At Jaipur)

RAVISHANKAR BAWALIYA (SINCE DECEASED)
THROUGH LEGAL REPRESENTATIVES

Petitioner(s)

VERSUS

VIJAY KUMAR BAWALIYA & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.121253/2021-EXEMPTION FROM FILING O.T.)

Date : 27-09-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE MR. JUSTICE C.T. RAVIKUMAR

For Petitioner(s)

Ms. Shobha Gupta, AOR

For Respondent(s)

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

We decline to interfere in this special leave petition.

However, we grant liberty to the petitioner to argue before the Trial Court that although the registered document cannot be relied upon being not admissible, for division of joint property by leaps and bounds but can be relied upon for other collateral purposes as expounded by

this Court in paragraph 16 of Civil Appeal No. 8441 of 2015 titled as "Yellapu Uma Maheswari and Anr. vs. Buddha Jagadheeswarwararao and Ors. reported in (2015) 16 SCC 787. That contention can be considered by the Trial Court on its own merits and in accordance with law.

The Special Leave Petition is disposed of accordingly.

Pending applications, if any, stand disposed of.

(DEEPAK SINGH)
COURT MASTER (SH)

(VIDYA NEGI)
COURT MASTER (NSH)