

ITEM NO.30 Court 11 (Video Conferencing)

SECTION XVI

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). 21211-21212/2018

(Arising out of impugned final judgment and order dated 24-07-2017 in FMAT No. 1256/2016 with CAN No. 11316/2016 passed by the High Court At Calcutta)

TANUSREE BHOWMIK

Petitioner(s)

VERSUS

NAGESWAR SINGH & ANR.

Respondent(s)

(IA No. 94975/2018 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 12-11-2021 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE HEMANT GUPTA
HON'BLE MR. JUSTICE V. RAMASUBRAMANIAN

For Petitioner(s) Ms. Amrita Panda, Adv.
Mr. Debesh Panda, AOR
Mr. Neil Chatterjee, Adv.

For Respondent(s) Mr. Rahul Arya, Adv.
Mr. Chand Qureshi, Adv.
Mr. M. K. Tripathi, Adv.
Mr. Rajiv Ranjan, Adv.
Mr. Harish Dasan, Adv.
Mr. Hiren Dasan, AOR

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

The present Special Leave Petitions, at the instance of the defendant No. 2, are directed against the order(s) passed by the Division Bench of the High Court, whereby the defendant was restrained from further transfer of the suit property and/or change the nature and character of the suit property by Defendant No. 2.

The said order is in tune with Section 52 of the Transfer of Property Act as any transfer by the party to the suit during the

pendency of the suit is hit by the *doctrine of lis pendens*.

In view of the said fact, we find no ground to interfere with the impugned order(s) passed by the High Court. The Special Leave Petitions are, accordingly disposed of.

Pending interlocutory application(s), if any, is/are disposed of.

(JAYANT KUMAR ARORA)
COURT MASTER

(RENU BALA GAMBHIR)
COURT MASTER