

ITEM NO.27

COURT NO.5

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).....CC No(s).
9246/2015

(Arising out of impugned final judgment and order dated 01/11/2012
in WPC No. 2607 and 2553/2012 and 31/10/2012 in WPC No. 2607 and
2553/2012 passed by the High Court of Bombay)

CHANDRAKANT THAKRYA FULORE AND ORS.

Petitioner(s)

VERSUS

JAIRAJ KANTILAL SONAWALA AND ORS.

Respondent(s)

(with appln. (s) for c/delay in filing SLP and c/delay in refiling
SLP and office report)

WITH

S.L.P.(C)...CC No. 9261/2015

(With appln.(s) for c/delay in refiling SLP and c/delay in filing
SLP and Office Report)

S.L.P.(C)...CC No. 9277/2015

(With appln.(s) for c/delay in filing SLP and c/delay in refiling
SLP and Office Report)

Date : 02/07/2015 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE DIPAK MISRA
HON'BLE MR. JUSTICE PRAFULLA C. PANT

For Petitioner(s) Mr. Basav P. Patil, Sr. Adv.
Mr. Vibhakar Mishra, Adv.
Mr. Sunil Kumar Verma, AOR

For Respondent(s) Mr. Kunal Vajani, Adv.
Mr. Aman Gandhi, Adv.
Ms. Bindi G. Dave, AOR

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

Delay condoned.

Issue notice.

Mr. Kunal Vajani, learned counsel, has entered appearance on
behalf of the contesting respondents. Hence, no further notice

need be issues.

As the impugned order is the same which is in assail in SLP (C) No.10706 of 2014, let the matter be tagged with that special leave petition

We have been apprised that 124 special leave petitions have been filed assailing the same order. Mr. Vibhakar Mishra, learned counsel, instructing Mr. Patil, learned senior counsel, undertakes to submit a list before the Registry of this Court within a week hence and the Registry is directed to club all the matters together and list the same in the first week of September 2015.

Mr. Kunal Vajani, learned counsel, submitted that he has instructions to appear on behalf of the respondents in all the special leave petitions. In view of the aforesaid, the cases where notices have been issued, copy be served on him so that it will be treated as effective service. The cases where notices have not been issued, advance copies be given to him.

Be it noted, at one point of time, learned counsel for the petitioner had submitted before this Court that he will file an additional affidavit to substantiate the plea that he was the tenant under the respondent and, therefore, his claim under Section 70(B) of the Bombay Tenancy and Agricultural Land Act is tenable. The said affidavit shall be filed within two weeks hence failing which the same shall be ignored. Counter affidavit to the main case as well as the affidavit in reply to the additional affidavit shall be filed within three weeks therefrom. Rejoinder affidavit, if any, be filed within two weeks from the date of filing of the counter affidavit.

Let the matter be listed as directed on the date fixed, i.e., the first week of September, 2015.

(Gulshan Kumar Arora)
Court Master

(H.S. Parasher)
Court Master