

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). 10242/2013

(Arising out of impugned final judgment and order dated 30/10/2012
in AFO 330/2011, passed by the High Court Of Gujarat at Ahmedabad)

K.H.PATEL AND ORS

Petitioner(s)

VERSUS

D.M.PATEL AND ORS

Respondents(s)

(With appln. for
office report)

directions and prayer for interim relief and

Date : 02/07/2014 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPAK MISRA
HON'BLE MR. JUSTICE V GOPALA GOWDA

For Petitioner(s)

Mr. P.H. Parekh, Sr.Adv.
Mr.Vishal Prasad, Adv.
Mr. Ekansh Mishra, Adv.
Ms. Anubha Gupta, Adv.
Mr. Abhishek Vinod Deshmukh, Adv.
Mr. Himanjali Gautam, Adv.for
M/s. Parekh & Co.

For Respondent(s)

Mrs. Sumita Ray, Adv.
Mr. D.N. Ray, Adv.
Mr. Lokesh K. Choudhary, Adv.

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

Leave granted.

The appeal is disposed of without any order as to costs.

(USHA BHARDWAJ)
AR-cum-PS

(RENUKA SADANA)

Signature Not Verified

COURT MASTER

Digitally signed by
Usha Rani Bhardwaj
Date: 2014.07.05
13:13:50 IST

Signed order is placed on the file.

Reason:

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 5958 OF 2014
(Arising out of S.L.P.(Civil) No.10242 of 2013)

Kanhaiyalal Hargovindas Patel & Ors.

.. Appellant(s)

Versus

Dharmesh Maniklal Patgel & Ors.

.. Respondent(s)

O R D E R

Leave granted.

The present appeal by special leave petition is directed against the order dated 30th October, 2012 whereby the learned Single Judge of the High Court of Gujarat at Ahmedabad has declined to interfere with the order dated 21st July, 2011 passed by the learned 3rd Additional Senior Civil Judge in Regular Civil Suit No.735 of 2007.

Be it stated, the order arose pertaining to refusal for grant of injunction when the matter was listed before this Court on 18th March, 2013 this Court while issuing notice has directed status-quo to be maintained.

Having heard learned counsel for the parties, in the fitness of the things, we direct the Trial Court to dispose of the Civil Suit No.735 of 2007 by the end of December, 2014.

....2/-

:2:

The factum of disposal of the Suit shall be intimated to the Registry of this Court. The order of status-quo as directed by this Court on 18th March, 2013 shall remain in force till the disposal of the Suit. Needless to emphasise that the Trial Court shall dispose of the case without being influenced by any of the observations made by this Court or by the High Court and also not being influenced by the order of status-quo passed by this Court.

The appeal is disposed of without any order as to costs.

.....J.
[DIPAK MISRA]

.....J.
[V. GOPALA GOWDA]

NEW DELHI,
JULY 02, 2014.