

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL) NO.5441/2005

(From the judgment and order dated 22/11/2004 in LPA 297/01 of The
HIGH COURT OF M.P. AT INDORE)

INDORE MUNICIPAL CORP. & ANR.

Petitioner(s)

VERSUS

HEMALATA & ORS.

Respondent(s)

(with application for accepting english translation and with prayer
for interim relief and office report)

WITH I.A. NO.4(Application for Intervention)

(For Final Disposal)

Date: 09/08/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN

HON'BLE MR. JUSTICE S.B.SINHA

For Appellant(s)

Dr. Rajeev Dhavan, Sr. Adv.

Mr. Ranvir Singh, Adv.

Mr. Hemant Sharma, Adv.

Mr. Sudarsh Menon, Adv.

For Respondent(s) Mr. Dushyant Dave, Sr. Adv.
No.3 Mr. Sudhir Nandrajog, Adv.

For RR Nos.1,2,4 to 6 Mr. Dushyant Dave, Sr. Adv.
Mr. Sushil Kr. Jain, Adv.
Mr. A.P. Dhamija, Adv.
Mr. Ram Niwas, Adv.
Mr. H.D. Thanvi, Adv.
Mr. Sarad Singhania, Adv.
Mr. Puneet Jain, Adv.
Ms. Pratibha Jain, Adv.

For Intervenor(s)
Mr. Niraj Sharma, Adv.

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

Hearing expedited.

Liberty to mention.

During the pendency of the appeal, by way of interim measure, we permit the appellants to construct a 2 (Two) ft. high wall of twelve inches thickness on the marginal open space (MOS) on the western side leaving five openings of six ft. wide for egress and ingress for the pedestrians. It is made clear that there should be no parking of the Cars or

any other vehicles such as Motor Cycles, Scooters, Cycles
etc. and the three meters marginal open space shall be for
the use of pedestrians only.

I.A. No.4(for Intervention) is to be taken up with
the main matter.

(Parveen Kr. Chawla)

Court Master

(Kanwal Singh)

Court Master