

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

I.A.NO.52-54/11 IN

Petition(s) for Special Leave to Appeal (Civil) No(s).6059-61/2011

(From the judgement and order dated 30/12/2010 in MCA No. 115/1911 & FA No. 1510/2010 & FA No. 1511/2010 & CA No. 5985/2010 & CA No. 5986/2010 of The HIGH COURT OF GUJARAT AT AHMEDABAD)

KARSHANBHAI RAMBHAI JIVABHAI BARAD &ORS

Petitioner(s)

VERSUS

UDAYSINH KESARBHAI PARMAR & ORS.

Respondent(s)

Date: 08/04/2011 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR
HON'BLE MR. JUSTICE CYRIAC JOSEPH

For Petitioner(s) Mr. Harish Salve, Sr. Adv.
Mr. Sanjay Hegde, Adv.
Mr. Anand Yagnik, Adv.
Ms. Meenakshi Arora, Adv.

For Respondent(s) Mr. Jaideep Gupta, Sr. Adv.
/Applicant/R4 Mr. Tushar Mehta, Sr. Adv.
Mr. Vikramjit Banerjee, Adv.
Mr. P.S.Sudheer, Adv.
Mr. Rishi Maheshwari, Adv.

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

I.A.Nos.52-54 of 2011, have been
filed in the Special Leave Petitions with a prayer
to vacate the stay which we had granted in the
Special Leave Petitions on 22nd February, 2011.
By virtue of the said order, we had

stayed the operation of the order passed by the
Gujarat High Court on 30th December, 2010, in First
Appeal No.1510/10 and First Appeal No.1511/10.
The consequence of the stay was that the elections
for electing trustees of the Trust was stayed and
the functioning of the Administrator appointed for
running the affairs of the institution during the

interregnum was also stayed.

In our view, the reliefs prayed for in these applications should be considered at the time of hearing of the Special Leave Petitions. However, since by virtue of our earlier order of 22nd February, 2011, the Administrator has also been prevented from functioning, although, he had taken charge, we modify the order and direct that pending the hearing of this matter, the Administrator shall continue to function and run the affairs of the institution.

These applications are disposed of.

As far as the Special Leave Petitions are concerned, the respondents will be at liberty to file their counter affidavits within three weeks; rejoinder, thereto, if any, may be filed within three weeks thereafter.

List the matters after the summer vacation, within the month of July, 2011.
(Sheetal Dhingra) (Juginder Kaur)
Court Master Court Master