ITEM NO.26 COURT NO.5 SECTION XVI

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 (Civil) No(s).11915-11923/2012

(From the judgement and order dated 29/11/2011 in CWJC No.1812/1993,CWJC No.1813/1993,CWJC No.1814/1993,CWJC No.1815/1993,CWJC No.1816/1993,CWJC No.1817/1993,CWJC No.1818/1993,CWJC No.1819/1993,CWJC No.1820/1993 of The HIGH COURT OF PATNA)

MAHESH KUMAR ETC.ETC. Petitioner(s)

VERSUS

RAGHUNANDAN PRASAD YADAV AND ORS ETC.ETC Respondent(s)

(With appln(s) for exemption from filing O.T. and prayer for interim relief)

Date: 27/04/2012 These Petitions were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s) Mr.Pallav Shishodia, Sr. Adv.
Mr.Kumar Parimal, Adv.
Mr. Aniruddha P. Mayee,Adv.(Not present)

For Respondent(s)

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

Learned senior counsel for the petitioners argued that the application filed by the predecessor of the contesting respondents was not maintainable because the evidence produced by the parties before Deputy Collector

(Land Records) shows that the property had already been partitioned between the original plaintiff Hukum Lal Yadav and his co-sharers.

Issue notice on the special leave petition and also on the petitioners' prayer for interim relief, returnable in ten weeks. Dasti, in addition, is permitted.

In the meanwhile, status quo regarding possession of

the property, as it is obtaining today, shall be maintained by both the parties. This would necessarily mean that neither party shall change the present character of the property or alienate the same to any any person in any capacity whatsoever.

It shall be the petitioners' duty to serve the respondents before the next date of hearing failing which the interim order passed today shall stand automatically vacated.

(Parveen Kr.Chawla)
Court Master

(Phoolan Wati Arora)
Court Master