

CORRECTED

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(S).7493 of 2009

KANDASAMY AND OTHERS

Appellant(s)

VERSUS

KOLANDASAMY

Respondent (s)

O R D E R

No ground is made out for our interference as the first appellate court as well as the High Court have properly appreciated the facts and rightly found existence of easement of necessity to use the cart way.

We do not find any merit in the appeal. The Civil Appeal is, accordingly, dismissed.

Pending application(s), if any, shall stand disposed of.

.....J
(ARUN MISHRA)

.....J
(MOHAN M. SHANTANAGODAR)

NEW DELHI;
AUGUST 9, 2017

REVISED

ITEM NO.109

COURT NO.11

SECTION XII

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

Civil Appeal No(s).7493/2009

KANDASAMY AND OTHERS

Appellant(s)

VERSUS

KOLANDASAMY

Respondent(s)

Date : 09-08-2017 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR

For Appellant(s) Mr. R. Nedumaran, AOR

For Respondent(s) Mr. Kumar Kartikay, Adv.
Mr. Vishal Meghwal, Adv.

Mr. V. Prabhakar, Adv.
Ms. Jyoti Prashar, Adv.
Mr. N.J. Ramchandrar, Adv.
Ms. Revathy Raghavan, AOR

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

The appeal is dismissed in terms of the signed order.

(B. PARVATHI)
COURT MASTER (SH)

(TAPAN KUMAR CHAKRABORTY)
BRANCH OFFICER

(signed order is placed on the file)