

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

CIVIL APPEAL NO. 4732 OF 1999

SYED ABDUL WAHAB

Appellant (s)

VERSUS

KUBRA BEGUM (DEAD) BY LRS.

Respondent(s)

(With appln(s) for permission to file additional documents and
with office report)

Date: 28/07/2010 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE MR. JUSTICE DEEPAK VERMA

For Appellant(s) Mr. Anil Kumar Tandale, Adv.
Mr. K. Ramesh, Adv.

For Respondent(s) Mr. T.V. Ratnam, Adv.

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

We have heard the learned counsel for the parties
at length.

In pursuance to the directions of this Court, we
have received Valuation Reports from Mr. Noori M.
Hussain, Valuer for the appellant and Dr. K. Mazharuddin
Ahmed, Valuer for the respondents. Both the reports,
submitted to us in sealed cover, have been opened in
Court and are taken on record.

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Let copies of these valuation reports be provided
to the parties.

Along with the Valuation Report, photographs of
the building have also been placed on record. It seems
that the respondents are using the building for holding
parties and functions on commercial basis. The building
has Basement (Cellar area), Ground Floor, First Floor and
Terrace.

Looking to the building, reasonable settlement
between the parties can work out. One party can be given
Basement (Cellar area) and Ground Floor; First floor and
the Terrace could be given to the other party. The other
possibility can be that one party purchases the share of
the other party.

In the facts and circumstances of this case, we are of the opinion that an endeavour should be made for an amicable settlement between the parties.

The parties would be at liberty to settle the dispute in any manner they like.

Learned counsel for the parties submit that they require some time to explore the possibility of an amicable settlement.

List this matter for directions on 13th August, 2010.

(A.S. BISHT)
COURT MASTER

(NEERU BALA VIJ)
COURT MASTER