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SLP(C)No. 7135-7139 OF 2003
ITEM No.40

Court No.10

SECTION XIV
A/N MATTER

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

Petition(s) for Special Leave to Appeal (Civil) No.7135-7139/2003

(From the judgement and order dated 27/02/2003 in IA 2466/03,
IA 2473/03, IA 337-339/02, in Suit No.2638/01 of The HIGH COURT
OF DELHI AT N. DELHI)

JIA LAL BANSIWAL

Petitioner (s)

VERSUS

GOPI NATH BANSIWAL & ORS.

Respondent (s)

(With prayer for interim relief and Office Report)

Date : 17/10/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE BRIJESH KUMAR
HON'BLE MR. JUSTICE ARUN KUMAR

For Petitioner (s)Mr. Sanjay Karele, Sr. Adv.
Mr. Bhupender Yadav,
Mr. R.C. Kohli,Adv.

For Respondent (s)Mr. S.K. Bhaduri,Adv.
Mr. Kumar Parimal,Adv.
Mr. P.V. Yogeswaran,Adv.

Mr. Rajesh Gupta,Adv.
Mr. Harpreet Singh,Adv.
Mr. Ajay Choudhary,Adv.

Mr. Pradeep Misra,Adv.

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

Heard the learned counsel for the petitioner and Mr. P.V. Yogeswaran, learned counsel appearing for Respondent No.1, Mr. Pradeep Misra, learned counsel appearing for Respondent Nos.2 & 3 and Mr. Ajay Choudhary, learned counsel for Respondents Nos.5-8 and perused the impugned order. We hardly find any justification
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to pass an order for sale of the property by way of an interim arrangement during the pendency of the suit for rendition of account and injunction. The impugned order dated 27.2.2003 is not sustainable on the face of it and it is accordingly set aside. The special leave petition is disposed of finally.

(A.S. BISHT) (KANWAL SINGH)
COURT MASTER

COURT MASTER