

ITEM NO.51

COURT NO.13

SECTION XII-B

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

Miscellaneous Application No.446/2026 in C.A. No.451/2026

M/S. GOLDEN GATE PROJECTS & ANR.

Petitioner(s)

VERSUS

SRI YOGESH & ORS.

Respondent(s)/
Applicant(s)

(FOR ADMISSION)

(IA No. 47449/2026 - EXTENSION OF TIME)

Date : 27-02-2026 This matter was called for hearing today.

CORAM :

HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH
HON'BLE MR. JUSTICE R. MAHADEVAN

For Petitioner(s) Mr. Ardhendumauli Kumar Prasad, Sr. Adv.
Ms. Nidhi Mittal, AOR
Mr. Abraham Shriju Verghis, Adv.
Ms. Ankita Sharma, Adv.
Ms. Jaya Choudhary, Adv.
Mr. Siddhant Kumar, Adv.

For Respondent(s)/ Mr. Ajit Kumar Sinha, Sr. Adv.
Applicant(s) Mr. Srijan Sinha, Adv.
Mr. Himanshu Chaubey, Adv.
Mr. Siddharth Garg, Adv.
Ms. Lihzu Shiney Konyak, Adv.
Mr. Naveen Soni, Adv.
Mr. Deborah L.S. Serto, Adv.
Ms. Nitya Prabhakar, Adv.

O R D E R

Heard learned senior counsel for the parties.

2. The controversy revolves as to whether the order dated 22.01.2026 passed by this Court in Civil Appeal No.451 of 2026 to

vacate the premises in question by the respondents and hand it over by 11.02.2026 to the petitioners was complied with or still, there is no full compliance.

3. On an application filed by the respondents-applicants seeking extension of time, by order dated 25.02.2026, we were persuaded to grant further time to the respondents to vacate the premises and hand over the vacant possession to the petitioners by 30.04.2026. However, yesterday i.e., on 26.02.2026, learned senior counsel for the petitioners made a mentioning before this Court that the order dated 22.01.2026 was already complied with and the respondents were evicted from the premises on 14.02.2026 itself, in support of which, certain documents showing endorsement by the police of such facts have been placed before the Court, which indicates that on 14.02.2026 itself, the possession of the premises in question was handed over to the petitioners with the help of the police.

4. However, today, learned senior counsel for the respondents-applicants submits that till date, the complete eviction has not taken place and thus, after the order dated 25.02.2026 has been passed by this Court, the learned Advocate on Record for the respondents has communicated the said order to the police requesting them to maintain *status quo* and not forcibly demolish the premises or evict them. Taking a categorical stand, learned senior counsel for the respondents-applicants submitted that whatever documents have been produced are *sham* inasmuch as, it is only a piece of paper created in the office dehors the ground reality.

5. Having regard to the contested factual aspect, we direct the Commissioner of Police, Bengaluru, to conduct a personal inquiry with regard to whether the premises in question was made free of all encumbrance and the respondents were evicted from the premises and possession thereof, was given to the petitioners on 14.02.2026. The said inquiry shall be conducted by giving opportunity to the petitioners/its authorised persons as also, to the respondents, who may be present at the spot or who may like to assist the Commissioner of Police, Bengaluru during the inspection. However, the Commissioner of Police, Bengaluru, shall not wait for the parties to come and shall independently give a report after verifying all the aspects of the matter in compliance of this Court's order dated 22.01.2026. The said report be submitted within two weeks.

6. The matter be listed on 18.03.2026, at the top of the Board.

7. It goes without saying that the inquiry to be conducted by the Commissioner of Police, Bengaluru, shall be a fact-finding inquiry and the Commissioner of Police, Bengaluru shall also not disturb the position, as obtaining today.

(SAPNA BISHT)
COURT MASTER (SH)

(KOMAL)
COURT MASTER (NSH)