

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO.1325 OF 2010
(Arising out of SLP(C)No.8900 of 2009)

MOHD.AFZAL MOHD.ISMAIL MEMON

.....APPELLANT

VERSUS

RAMULU B SHEKELLI

.....RESPONDENT

O R D E R

Leave granted.

Heard learned counsel for the parties and perused the record.

The impugned order is modified and it is directed that instead of furnishing bank guarantee for a sum of Rs.34,73,326.70 before the Registrar (O.S.)/Prothonotary and Senior Master, High Court, Bombay, the petitioner shall furnish fresh undertaking before the same authority in respect of his residential flat to which a reference has been made in paragraph 2 of order dated 16.08.2007 passed by the learned Single Judge.

The appeal is disposed of in the manner indicated above.

There shall be no order as to costs.

.....J.
(G.S.SINGHVI)

.....J.
(ASOK KUMAR GANGULY)

NEW DELHI;
FEBRUARY 1, 2010.
ITEM NO.59

COURT NO.11

SECTION IX

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).8900/2009

(From the judgement and order dated 02/02/2009 in AFO No. 501/2008 of The HIGH COURT OF BOMBAY)

MOHD.AFZAL MOHD.ISMAIL MEMON

Petitioner(s)

VERSUS

RAMULU B SHEKELLI

Respondent(s)

(With appln(s) for modification of Court's Order dated 12 th May 2009

and with prayer for interim relief)

Date: 01/02/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr. A.S. Bhasme, Adv.

For Respondent(s) Mr. Pranab Kumar Mullick, Adv.
Mrs. Soma Mullick, Adv.
Mr. Jitender Vasisht, Adv.

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

Leave granted.

The appeal is disposed of in the manner indicated in the
signed order.

There shall be no order as to costs.

(Satish K. Yadav)
Court Master

(Phoolan Wati Arora)
Court Master

(Signed order is placed on the file)