

ITEM NO.31 + 7 COURT NO.9 SECTION XI
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 (C) No(s). 6656/2022

(Arising out of impugned final judgment and order dated 10-01-2022 in CR No. 102/2019 passed by the High Court Of Judicature At Allahabad, Lucknow Bench)

ANIL KUMAR SINGH Petitioner(s)

VERSUS

PAPPU & ORS. Respondent(s)

(FOR ADMISSION and IA No.54272/2022-EXEMPTION FROM FILING O.T.)

WITH

Diary No. 23257/2022

IA No. 105140/2022 - CONDONATION OF DELAY IN FILING AND IA No.105143/2022
- EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Date : 10-08-2022 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Petitioner(s) Mr. Siddhartha Dave, Sr. Adv.
Mr. K. K. Mohan, AOR

For Respondent(s) Mr. Ravindra Shrivastava, Sr. Adv.
Mr. Navin Prakash, AOR
Mr. Anshuman Shrivastava, Adv.
Mr. Abhijeet Shrivastava, Adv.
Mr. Abhishek Sharma, Adv.

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

Shri Siddhartha Dave, learned Senior Advocate, appearing for the petitioner has stated at the Bar that the petitioner is ready to file an affidavit stating that even if the decree for specific performance is passed in favour of his client/original plaintiff and against the original defendant Nos. 1 and 2, original plaintiff shall not seek any relief in the execution proceedings against the defendant Nos. 3 & 4 - subsequent purchasers as the petitioner is opposing impleadment of original defendant Nos. 3 & 4 and as they

are not heard in the suit as not party to the suit and therefore the decree shall not bind them either individually or in view of Section 19(b) of the Specific Relief Act and that no relief including the interim relief/injunction in the present suit shall be asked against the defendant Nos. 3 & 4.

Let the petitioner file the appropriate affidavit.

Put up on 25.08.2022.

(R. NATARAJAN)
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)
ASSISTANT REGISTRAR