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SLP(C)No. 10779 OF 2004
ITEM No.60 + 65

Court No. 5

SECTION IX

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.10779/2004

(From the judgement and order dated 19/04/2004 in CA 465/04
of The HIGH COURT OF BOMBAY)

M/S. ASSOCIATED ESTATE DEV. CORPN. & ORS

Petitioner (s)

VERSUS

NYPHIA CORREA & ORS.

Respondent (s)

(With Appln(s). for exemption from filing c/c of the impugned Judgment)
(With prayer for interim relief)

With

SLP(C) No.14633/2004

(With appln.(s) for exemption from filing c/c of the impugned judgment and
with prayer for interim relief)

Date : 26/07/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.N. VARIAVA

HON'BLE MR. JUSTICE A.K. MATHUR

For Petitioner (s)Mr. A.V. Sawant, Sr. Adv.
Mr. Ramesh Babu M.R.,Adv.

For Respondent (s)Mr. Harish N. Salve, Sr. Adv.
Mr. Bhargava V. Desai,Adv.

Mr. P.B. Amin, Adv.

Mr. Shekhar Shetye, Adv.

Mr. Sanjeev Kumar Singh, Adv.

Mr. Pradeep K. Malik, Adv.

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

Heard parties.

The Appeals stand disposed of in terms of the signed order. There will be no order as to costs.

(K.K. Chawla)

Court Master

(Jasbir Singh)

Court Master

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.4498 OF 2004

(ARISING OUT OF SLP (CIVIL) NO.10779 OF 2004)

M/S. ASSOCIATED ESTATE DEV. CORPN. & ORS

Appellant (s)

VERSUS

NYPHIA CORREA & ORS.

Respondent (s)

WITH

CIVIL APPEAL NO.4499 OF 2004
(ARISING OUT OF SLP (CIVIL) NO.14633 OF 2004)

M/S. ASSOCIATED ESTATE DEV. CORPN. & ORS

Appellant (s)

VERSUS

NYPHIA CORREA & ORS.

Respondent (s)

O R D E R

Leave granted.

Heard parties.

These Appeals can be disposed of by directing that in the event of the Respondents-Plaintiffs disposing or selling off, alienating, encumbering or creating any third party rights of whatsoever nature in respect of the suit property or any part thereof or in any construction put up therein, they shall inform the third person of the pendency of the litigation and that the rights obtained by the third persons will be subject to the result of the litigations. With this clarification, the Appeals stand disposed of. There will be no order as to costs.

.....J.
(S.N. Variava)

.....J.
(A.K. Mathur)
New Delhi;
July 26, 2004.