

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).13451/2013

(From the judgement and order dated 23/01/2013 in LPA No.11/2013 in
CWP No.3001/2012 of The HIGH COURT OF BOMBAY)

M/S MOTICHAND & CO. & ORS.

Petitioner(s)

VERSUS

LIC OF INDIA & ORS.

Respondent(s)

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

With S.L.P. (C) No.13799 of 2013

(With appln(s) for exemption from filing c/c of the impugned
judgment, prayer for interim relief and office report)

Date: 12/04/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. GOKHALE
HON'BLE MR. JUSTICE MADAN B. LOKUR

For Petitioner(s) Mr. Ashok H. Desai, Sr. Adv.

In SLP 13451/2013: Mr. Shyam Divan, Sr. Adv.
Mr. Gautam Patel, Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Rishi Agrawala, Adv.
Mr. E.C. Agrawala, Adv.
Mr. Gaurav Goel, Adv.
Ms. Mansi Kumar, Adv.

In SLP 13799/2013: Mr. Sandeep Mahapatra, Adv.
Mr. Jayant Mohan, Adv.
Ms. Meenakshi Chatterjee, Adv.

For Respondent(s) Mr. Goolam E. Vahanvati, AG.
Mr. H.P. Raval, ASG.
Ms. Indra Sawhney, Adv.
Mr. Anando Mukherjee, Adv.
Ms. Divya Anand, Adv.

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

Heard Mr. Ashok Desai, learned counsel for the
petitioners and Mr. Goolam E. Vahanvati, learned Attorney General
for the respondents.

Exemption allowed.

Leave is granted in both the cases.

By way of an interim order, the petitioners will not be
evicted from the premises concerned, on the following terms:

"(i)that the petitioners are in possession of the suit

premises and nobody else is in possession;
(ii)that the petitioners have so far neither created third party interests nor parted with possession of the suit premises;
(iii)that the petitioners will hereafter neither create third party interests nor part with the possession of the suit premises."

As far as compensation for the premises is concerned, the respondents may take out an appropriate interlocutory application, which will be considered after the response is received from the petitioners.

[Alka Dudeja]
A.R.-cum-P.S.

[Sneh Lata Sharma]
Court Master