

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.10781/2003
(From the judgement and order dated 10/04/2003 in AFO 116/02
of The HIGH COURT OF GUJARAT AT AHMEDABAD)

HEMANT KUMAR MOHANLAL JANI

Petitioner (s)

VERSUS

HIMMATLAL JAMNADAS MANIYAR & ORS.

Respondent (s)

(With prayer for interim relief)

(With Appln(s). for exemption from filing c/c of the impugned Judgment
and exemption from filing O.T.)

With office report

Date : 14/07/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N. SANTOSH HEGDE

HON'BLE MR. JUSTICE B.P. SINGH

For Petitioner (s)

Mr. Anip Sachthey, Adv.

For Respondent (s) Mr. P.H. Parekh, Adv.

Ms. Sonali Basu Parekh, Adv.

M/s. P.H. Parekh & Co.

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

Issue notice.

Tag this matter with SLP(C)No.10322/2003.

Mr. P.H. Parekh, Advocate takes notice on behalf of respondents. Four weeks' time is granted
for filing counter-affidavit.

In the meantime, as an ad-interim order, we direct that the defendants are permitted to complete the remaining construction without claiming equity. However, they are restrained from transferring or alienating any portion of the suit property, or the constructions made therein, by way of sale, lease or mortgage etc.

(PAWAN KUMAR)
COURT MASTER

(PREM PRAKASH)
COURT MASTER