

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).12420/2011

(From the judgement and order dated 07/02/2011 in MCA No. 17943/2010 in RFA No. 506/2010 of The HIGH COURT OF KARNATAKA AT BANGALORE)

SPRING BOREWELLS CO.PVT.LTD.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With prayer for interim relief)

WITH S.L.P.(C)...CC NO. 7988-7989 of 2011
With I.A.1-2 (C/delay in filing SLP and office report)

Date: 10/05/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.M. PANCHAL
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s) Mr. Soli J. Sorabjee, Sr. Adv.
Mr. Gopal Jain, Adv.
Mr. R. N. Karanjawala, Adv.
Mr. Manik Karanjawala, Adv.
Ms. Nandini Gore, Adv.
Mr. Abhishek Roy, Adv.
M/S. Karanjawala & Co.,Adv.

For Respondent(s)

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

Delay condoned.

This Court has heard the learned counsel for the petitioner. The High Court in the impugned order has clarified that any construction that would be put up on the plaint 'B' Schedule property shall be subject to the result of the appeal. The learned counsel for the petitioner states that it should have been clarified that in the event of petitioner succeeds in the appeal,

- 2 -

the respondent shall remove the construction and would not claim any equities.

In view of the above clarification sought, issue notice.

(Neetu Sachdeva)
Sr. P. A.

(Sneh Bala Mehra)
Court Master