

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 (C) No(s). 12512/2026

[Arising out of impugned final judgment and order dated 05-12-2025 in CRP No. 5029/2025 passed by the High Court of Judicature at Madras]

ABINAYA

Petitioner(s)

VERSUS

M/S. ASSIRATHUL MUSTHAQEEM MADARASA WAKF

Respondent(s)

FOR ADMISSION

IA No. 103569/2026 - EXEMPTION FROM FILING O.T.

Date : 13-04-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE B.V. NAGARATHNA

HON'BLE MR. JUSTICE UJJAL BHUYAN

For Petitioner(s) :Dr. Purvish Jitendra Malkan, Sr. Adv.

Mr. Raghaev R, Adv.

Ms. Bhavna Sarkar, AOR

For Respondent(s) :

UPON hearing the counsel the Court made the following

O R D E R

The application filed by the respondent under Order XXI Rule 97 of the Code of Civil Procedure, 1908 shall be considered on its own merits by the Executing Court without being influenced by any of the observations made by the High Court in the impugned order including observation to the effect that "admittedly" the respondent herein is in possession of the eastern half of item 18 of the suit scheduled property which according to the petitioner is a disputed fact.

With the aforesaid observations, the Special Leave Petition is disposed of.

Pending application(s) shall stand disposed of.

(NEETU SACHDEVA)
DEPUTY REGISTRAR

(DIVYA BABBAR)
COURT MASTER (NSH)

