

ITEM NO.19

COURT NO.12  
S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

SECTION IX

Petition(s) for Special Leave to Appeal (C) No(s). 31288-31290/2011

(Arising out of impugned final judgment and order dated 21-09-2011 in WP No. 2906/2004 21-09-2011 in WP No. 899/2011 21-09-2011 in WP No. 357/2011 passed by the High Court Of Judicature At Bombay)

MAHARASHTRA STATE BOARD OF WAKFS

Petitioner(s)

VERSUS

SHAIKH YUSUF BHAI CHAWLA &amp; ORS.

Respondent(s)

([ONLY I.A. NO. 6929/2022 IN SLP(C) NO. 3136/2016 IS LISTED AGAINST THIS ITEM.] )

WITH

SLP(C) No. 3136/2016 (IX)

(FOR APPLICATION FOR VACATION OF INTERIM ORDER ON IA 6929/2022

IA No. 6929/2022 - APPLICATION FOR VACATION OF INTERIM ORDER)

Date : 22-03-2022 These petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.R. SHAH  
HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Parties:

Mr. Ambar Qamaruddin, AOR  
Mr. Tejasvi Kumar, Adv.  
Mr. Syed Sarfaraz Karim, Adv.  
Mr. Narender Singh, Adv.  
Mr. Deepak Kumar, Adv.

Mr. Shashibhushan P. Adgaonkar, AOR

Ms. Chanan Parwani, Adv.  
Ms. Ekta Bhasin, Adv.  
Mr. Ashok Mathur, AOR

Mr. Ejaz Maqbool, AOR

Mr. Javad R. Shaikh, Adv.  
Mr. Sudhanshu S. Choudhari, AOR  
Mr. Mahesh P. Shinde, Adv.  
Ms. Rucha Pande, Adv.

Mr. Rahul Chitnis, Adv.  
Mr. Sachin Patil, AOR  
Mr. Aaditya A. Pande, Adv.  
Mr. Geo Joseph, Adv.  
Ms. Shwetal Shepal, Adv

Mr. T. Mahipal, AOR

Mr. Suhas Kadam, Adv.  
For M/s. Black & White Solicitors, AOR

Mrs. Yugandhara Pawar Jha, AOR  
Mr. Kunal Verma, AOR  
Mr. Praveen Kumar, AOR  
Ms. Abha R. Sharma, AOR  
Mr. Nirnimesh Dube, AOR

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

I.A. NO. 6929/2022 in SLP(C) NO. 3136/2016:

Pursuant to the earlier order passed by this Court dated 15.03.2022, the alleged contemnors - Sayyad Hamid Abdul Latif and Sayad Amin Syed Latif are personally present in the Court. Both of them have filed an affidavit tendering unconditional apology. It is submitted that the Petitioner No. 1 - Sayyad Hamid Abdul Latif has put up the construction, despite the status *quo* order granted by this Court, as the old construction required repairs. It is also submitted that he is not keeping good health and therefore, it is prayed to show the leniency. It is reported that now the entire construction has been demolished. A statement is made on behalf of the original petitioners that debris, if any, shall also be removed within a period of five days from today, if not removed so far. Though, the entire illegal construction is made, despite the order of status *quo* passed by this Court and even if it is believed that the construction was in a dilapidated condition, which required repairs, the petitioners could not have demolished the entire construction and construct a new RCC building. Therefore, as such, the petitioners do not deserve any leniency. However, as the

unconditional apology is tendered, we close the contempt proceedings accepting the unconditional apology. We further direct that the petitioners shall jointly deposit/pay the cost, which is quantified at Rs. 1,00,000/- (Rupees One Lakh Only) to be deposited with the Supreme Court Mediation Centre/Committee within a period of four weeks from today. The petitioners are directed to act accordingly.

With this, the contempt proceedings are closed. I.A. stands disposed of.

(R. NATARAJAN)  
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)  
BRANCH OFFICER