

ITEM NO.14

COURT NO.13

SECTION IX

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).16626/2010

(Arising out of impugned final judgment and order dated 31/03/2010 in SA No.421/2006, passed by the High Court Of Bombay At Aurangabad)

DATTATRAY (D) BY LRS.& ORS.

Petitioner(s)

VERSUS

RADHABHAI (D) BY LRS.

Respondent(s)

(With appln. (s) for c/delay in filing substitution appln. and substitution of deceased petitioner and vacating stay and interim relief and office report)

WITH SLP(C) No. 16750/2010

(With appln.(s) for substitution of deceased petitioner and c/delay in filing substitution appln. and exemption from filing c/c of the impugned judgment and Interim Relief and Office Report)

SLP(C) No. 16797/2010

(With appln.(s) for exemption from filing c/c of the impugned judgment and permission to file corrected synopsis and list of dates and substitution of deceased petitioner and c/delay in filing substitution appln. and Interim Relief and Office Report)

Date : 26/08/2014 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.Y. EQBAL

HON'BLE MR. JUSTICE PINAKI CHANDRA GHOSE

For Petitioner(s) Mr. Vivek C. Solshe, Adv.
Mr. C. G. Solshe ,Adv.

For Respondent(s) Mr. Sudhanshu S. Choudhari ,Adv.
Mr. N.S. Sehrar, Adv.
Ms. Vatsalya Vigya, Adv.

UPON hearing the counsel the Court made the following

O R D E R

Having regard to the fact that these special leave petitions have been filed by the Defendants-petitioners against the plaintiffs-respondents, the plaintiffs' suit was decreed. First

Appeal preferred by the defendants-petitioners was dismissed and thereafter, the Second Appeal was also dismissed by the High Court.

Learned counsel appearing for the petitioners draws our attention to the genealogical tables and facts involved in the cases.

We are refrained to go into all these facts and reappraise and disturb the concurrent findings recorded by the courts below.

The special leave petitions are dismissed accordingly.

The substitution applications for bringing on record the legal heirs of deceased petitioner no.2 in these petitions are also dismissed.

(SANJAY KUMAR)
COURT MASTER

(SNEH LATA SHARMA)
COURT MASTER