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SLP(C)No. 20700 OF 2003
ITEM No.11

Court No.3

SECTION XIV
A/N MATTER

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.20700/2003

(From the judgement and order dated 04/04/2003 in CM 706/02 in FAO
275/02 of The HIGH COURT OF DELHI AT N. DELHI)

RAM CHANDER & ORS.

Petitioner (s)

VERSUS

VIJENDER SINGH (MINOR) & ORS.

Respondent (s)

(With Appln(s). for c/delay in filing SLP)
(With prayer for interim relief)
(For final disposal)

Date : 27/04/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N. SANTOSH HEGDE
HON'BLE MR. JUSTICE G.P. MATHUR

For Petitioner (s)Mr. Vijay Hansaria,Sr.Adv.
Mr. N.M. Popli,Adv.
Mr. Jayesh K.U.,Adv.
Mrs.B.Sunita Rao,Adv.

For Respondent (s)Dr. Praveen Kumar Sharma,Adv.
Mr. Rakesh Mudgal,Adv.
Ms. Vandana Singh,Adv.
Mrs. Santosh Singh,Adv.

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

Delay condoned.

Leave granted.

The appeal is disposed of in terms of the signed order.

(Ganga Thakur) (Prem Prakash)
PS to Registrar Court Master

Signed order is placed on the file.
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

Civil APPEAL NO. OF 2004
(Arising out of SLP(C) No. 20700/03)

Ram Chander & Ors.
..Appellant(s)

Versus

Vijender Singh (Minor) & Ors.
..Respondent(s)

O R D E R

Heard learned counsel for the parties.
Leave granted.

This appeal arises out of a partition suit filed by the respondents herein. In the said suit application under Order 39, Rule 1 and 2 CPC was filed by the plaintiff-respondents restraining the appellants herein from dealing with the suit properties. The said application came to be rejected by the Trial Court against which an appeal was filed before the High Court and in the said appeal a Miscellaneous Application under Order 39, Rule 1 and 2 CPC seeking similar prayer restraining the respondents before the High Court from dealing with the said properties were sought. The High Court has not

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finally disposed of the said application but by the impugned order it has passed an ad interim order of status quo on 4th April, 2003 and as per the said order the matter was to be listed for further hearing on 21st April, 2004. But we are informed the application is yet to be disposed of.

In the facts and circumstances of this case, We think it appropriate to request the High Court to dispose of the interlocutory application filed by the respondents herein in the Appeal as early as possible preferably before the beginning of summer vacation of the High Court. With the above observation this appeal is disposed of.

.....J.

(N. SANTOSH HEGDE)

.....J.
(G.P. MATHUR)

New Delhi,
April 27, 2004.