

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

I.A.Nos.7-9 in CIVIL APPEAL NOS. 6548-6550 OF 2004

INDIRALAL & ANR.

Appellant (s)

VERSUS

KEDERNATH MAHENDRA & ORS.

Respondent(s)

(For directions and office report)

Date: 24/03/2008 These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE V.S. SIRPURKAR

For Appellant(s) Dr. A. Francis Julian, Sr.Adv.
Mr. S.T. SRINIWASAN,Adv.
Mr. Sumit Kumar,Adv.
for M/S. Arputham, Aruna & Co.,Advs.

For Respondent(s) Mr. A. Subba Rao,Adv.
Mr. Ashwani Bhardwaj,Adv.
Mr. Annam D.N. Rao,Adv.

UPON hearing counsel the Court made the following
ORDER

It appears that by reason of an order dated 17.9.2007, the
VII Senior Civil Judge, City Civil Court, Hyderabad ordered:

"As per the Hon'ble Supreme Court orders in Civil
Appeal Nos. 6548-6550/2004 the auction of the property is
stayed. However, Hon'ble Supreme Court made an
observation that the execution

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proceedings can go on. In the circumstances as desired by
both sides, Sri G. Arun, Advocate is appointed as
Advocate/Commissioner to divide the properties or to make
amicable settlement between the parties. His fee is fixed at
Rs. 5,000/- directly payable by the petitioner. Call on
24.10.2007.

Dictated to Personal Assistant, transcribed by him,
corrected and pronounced by me in the Open Court on this
the 17th day of September, 2007."

The learned counsel for the applicants states that an

application has been filed wherein it has categorically been stated that neither the applicants nor their counsel had consented or desired for passing such orders. In view of the fact that this Court ordinarily goes by the judicial records, the learned Judge may pass appropriate order on the application filed by the applicants. The applications are dismissed with the aforementioned observations.

(A.S. BISHT)
COURT MASTER

(PUSHAP LATA BHARDWAJ)
COURT MASTER