

ITEM NO.40

COURT NO.3

SECTION IVA

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 (Civil) No(s).13650/2006

(From the judgement and order dated 01/06/2006 in  
571/2001 of The HIGH COURT OF KARNATAKA AT BANGALORE)

RSA No.

SHANKARAPPA

Petitioner(s)

VERSUS

JANAKI BAI &amp; ORS.

Respondent(s)

(With prayer for interim relief and office report)

Date: 01/10/2010      This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.V. RAVEENDRAN  
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s)

Mr. Varinder Kumar Sharma, Adv.

For Respondent(s)

Mr. E.C. Vidya Sagar, Adv.  
Mr. Bramjeet Mishra, Adv.

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

The trial court decreed the suit for permanent injunction and the first appellate court affirmed it. The second appeal filed by the defendant has been allowed by the High

2

Court and the matter is remanded to the trial court to given an opportunity to the defendants to file written statement and contest the suit.

On the facts and circumstances, we consider that this is not a fit case for interference.

However, as that matter has been pending for considerable time, we request the trial court to dispose of the matter expeditiously preferably within four months to avoid any further delay.

We direct both parties to appear before the trial court without further notice on 28th October, 2010 and take further directions from the trial court.

Status quo to be maintained till then.

The SLP is disposed of accordingly.

(O.P. Sharma)  
Court Master

(M.S. Negi)  
Court Master