

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 3443 OF 2001

MADHUBEN & ORS.

....Appellant(s)

Versus

THAKKAR  
..Respondent(s)

GOVINDLAL

BALCHANDBHAI

&

ANR

WITH

CIVIL APPEAL NO. 3444 OF 2001

ORDER

- 1. Heard learned counsel for the parties.
- 2. By the consent of the parties, Civil Appeal Nos. 3443 of 2001 and 3444 of 2001 are disposed of in the following manner :-

"The auction sale shall stand set aside after the appellants deposit in the Court of 3rd Joint District Judge, Ahmedabad (Rural) at Mirzapur, Ahmedabad a sum of Rs. 50,00,000/- (Rupees Fifty Lacs only) within four months from this date.

In the event, the aforesaid sum of Rs. 50,00,000/- is not deposited within the time stipulated hereinabove, the auction sale already confirmed by the Courts below shall also stand confirmed, the appeals filed by the appellants shall stand dismissed and the peaceful vacant possession of the disputed auctioned properties shall be delivered to the respondent-auction purchaser within one month of failure to deposit the amount as directed hereinabove by the appellant."

- 3. The appeals are disposed of in the abovesaid manner. There will be no order as to costs.

.....J.  
(TARUN CHATTERJEE)

.....J.  
(H. S. BEDI)

ITEM NO.105

COURT NO.10

SECTION IX

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS  
CIVIL APPEAL NO(s). 3443 OF 2001

MADHUBEN & ORS.

Appellant (s)

VERSUS

THAKKAR GOVINDLAL BALCHANDBHAI & ANR.

Respondent(s)

WITH Civil Appeal NO. 3444 of 2001

Date: 05/02/2008 These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE TARUN CHATTERJEE

HON'BLE MR. JUSTICE H.S.BEDI

For Appellant(s)

Mr. H.A. Raichura,Adv.

For Respondent(s)

Mrs.Renu George, Adv.

Mr. Dinesh Kumar Garg,Adv.

UPON hearing counsel the Court made the following  
ORDER

The appeals are disposed of in terms of the signed order.

There will be no order as to costs.

( Satish K.Yadav )  
Court Master

( Phoolan Wati Arora )  
Court Master

( Signed Order is placed on the file )