

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.1136/2000

(From the judgement and order dated 15/03/1999 in RFA 186/93
of The HIGH COURT OF KARNATAKA AT BANGALORE)

R. VENUGOPAL AND ANR.

Petitioner (s)

VERSUS

CHALLAMMA AND ORS.

Respondent (s)

(With prayer for interim relief)

Date : 22/01/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.B. SHAH
HON'BLE MR. JUSTICE S.N. VARIAVA

For Petitioner (s) Mr. GV Chandersekhara, Adv. for
Mr. P.P. Singh, Adv.

For Respondent (s) Ms. Kiran Suri, Adv.

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

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Heard learned counsel for the parties.

In the present case it is the admitted fact that for a consideration of Rs.32,000/- the property was agreed to be sold. However, as a part of the property was sold by the respondent the court has passed a decree for specific performance in respect of remaining part of the property. The court has also directed payment of remaining amount of Rs.7,000/- to the defendant on the execution of the sale deed. In our view, it appears that there is some error in calculating the amount as only Rs.15,000/- was paid by the plaintiff to the defendant. So remaining amount of Rs.17,000/- is required to be paid at the time of execution of sale deed in favour of the plaintiff and we order accordingly. With the aforesaid modification this special leave petition is disposed of.

.SP1

(D.L. Chugh)
Court Master

(K.K. Chadha)
Court Master