

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

Civil Appeal No.1114/2015

SHARNAPPA(D) BY LRS.

Appellant(s)

VERSUS

CHANNABASAPPA(D) BY LRS. & ORS.

Respondent(s)

O R D E R

1. We have heard Mr. Devadatt Kamat, learned Senior counsel appearing for the appellants and Mr. Arvind Varma, learned Senior counsel appearing for the respondents.

2. After perusing the material available on record, we do not find any ground to interfere with the impugned order passed by the High Court. However, we clarify that the application filed by the Defendant No.1 claiming registration as tenant is pending consideration before the concerned Authority and the same will be decided in accordance with law. In case the tenency is granted in favour of first Defendant, it is always open for the plaintiffs to file a Civil Suit to claim partition and prove before the concerned Civil Court that it is a joint family tenency.

3. The Civil Appeal is disposed of in the afore-stated terms.

4. Pending applications filed in the matter also stand disposed of.

.....J
(MOHAN M. SHANTANAGOUDAR)

.....J
(AJAY RASTOGI)

NEW DELHI;
16TH JULY, 2019.

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 SCivil Appeal No.1114/2015

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Respondent(s)

(IA No. 8242/2019 - APPROPRIATE ORDERS/DIRECTIONS, IA No.26320/2019 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES & IA No. 25079/2019 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 16-07-2019 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR
HON'BLE MR. JUSTICE AJAY RASTOGI

For Appellant(s)

Mr. Abhijat P. Medh, AOR

Mr. Devadatt Kamat, Sr. Adv.
Mr. Nishanth Patil, AOR
Mr. Javdedur Rahman, Adv.

For Respondent(s)

Mr. Arvind Varma, Sr. Adv.
Mr. Sharan Dev Singh Thakur, Adv.
Mr. Mahesh Thakur, Adv.
Mr. Vijay Kumar Pardesi, Adv.
Ms. Saloni T. Jawa, Adv.
Ms. Sheffali Chaudhary, Adv.
Dr. Sushil Balwada, AORUPON hearing the counsel the Court made the following
O R D E R

The Civil Appeal is disposed of in terms of the signed order.
Pending applications filed in the matter also stand disposed
of.

(VISHAL ANAND)
COURT MASTER (SH)(RAJ RANI NEGI)
ASSISTANT REGISTRAR

(Signed Order is placed on the file)

