

n
SLP(C)No. 22305 OF 2001

ITEM No.MM-13

Court No. 3

SECTION XV

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.22305/2001
(From the judgement and order dated 03/10/2001 in SBCSA 74/85
of The HIGH COURT OF RAJASTHAN AT JODHPUR)

NAINI DEVI & ORS.

Petitioner (s)

VERSUS

LAKHE KHAN (D) BY LRS. & ORS.

Respondent (s)

(With prayer for interim relief)
(With Appln(s). for exemption from filing O.T.)

Date : 14/12/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.B. PATTANAIAK
HON'BLE MR. JUSTICE R.C. LAHOTI

For Petitioner (s)

Mr. Surya Kant,Adv.

For Respondent (s)

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

.....L.....I.....T.....T.....T.....T.....T.....J.
.SP2

Taken on Board.

We see no justification for our interference with the
impugned judgment of the High Court in second appeal. The
suit for eviction had been decreed as early as on 16th March,
1971. The present suit was filed for setting aside the
decree. The plaintiff lost in the Trial Court, which upheld
in appeal and in the second appeal. That apart, there is
admission of PW.1 indicating the so-called partition in which
the disputed property fell to Mohal Lal's share and the
present applicants are legal representatives of the other
brother of Kanhaiyalal. The SLP is dismissed.

.SP1

(Y.P.Dhamija)

(Suneet Bala Sharma)@@

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Court Master

Court Master@@

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