

ITEM NO.33

COURT NO.9

SECTION IVA

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(s).23718/2009

(From the judgement and order dated 31/03/2009
1833/2003 of The HIGH COURT OF M.P AT INDORE)

in MA No.

MOHINIBAI

Petitioner(s)

VERSUS

DEVKUNWARBAI & ORS.

Respondent(s)

(With appln(s) for accepting English translation and prayer for
interim relief and office report)

Date: 11/01/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HARJIT SINGH BEDI
HON'BLE MR. JUSTICE J.M. PANCHAL

For Petitioner(s)

Mr. P.S. Patwalia, Sr. Adv.
Mr. Pradeep Aggarwal, Adv.
Mr. A.P. Jain, Adv.
Mr. L.p. Singh, Adv.
Mr. Aklank Jain, Adv.
Mr. Anurag Jain, Adv.
Mr. Brijesh K. Singh, Adv.
Ms. N.Annapoorani, Adv.

For Respondent(s)

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

We have heard the learned counsel for the petitioner.

Learned counsel has pointed out that there were three
grounds taken by the High Court in deciding against the
petitioner and has referred to the statements and the

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affidavits on record of Smt. Dev Kunwarbai Mehta and Smt.

Shanti Bai Sharma that they were well aware of the fact

that their names had been deleted from the array of parties

in the suit. It has further been pointed out by the

learned counsel that these affidavit and other pieces of

evidence regarding knowledge had been ignored by the High

Court. He, accordingly, seeks to withdraw this petition to seek a review of the order of the High Court.

The Special Leave Petition is dismissed as withdrawn with the aforesaid liberty.

(KALYANI GUPTA)
SR. P.A.

(KUSUM GULATI)
COURT MASTER