

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).4182/2008

(From the judgement and order dated 18/12/2007 in FA No.1759/2007 & CA No. 6626/2007 of the HIGH COURT OF BOMBAY)

M/S PATIL & SON AND OTHERS Petitioner(s)

VERSUS

BHAGWANTRAO B PATIL (D) TR.LRS.& ORS. Respondent(s)

(With appln(s) for directions and prayer for interim relief and office report)

- WITH SLP(C) NO. 28169 of 2008
(With prayer for interim relief and office report)
- SLP(C) NO. 28287 of 2008
(With office report)
- SLP(C) NO. 28297 of 2008
(With office report)
- SLP(C) NO. 28298 of 2008
(With office report)
- SLP(C) NO. 4184 of 2008
(With prayer for interim relief)
- SLP(C) NO. 4331 of 2008
(With prayer for interim relief and office report)

Date: 04/12/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s)

- Mr. Vinod Bobde, Sr. Adv.
- Mr. Shekhar Naphade, Sr. Adv.
- Mr. Arun R. Pendnekar, Adv.
- Mr. L. Nageshwar Rao, Sr. Adv.
- Mr. Chinmoy Khaladkar, Adv.
- Mr. V.N. Raghupathy
- Mr. Vimal Chandra S. Dave, Adv. (N.P.)

For Respondent(s)

- Mr. Subrat Birla, Adv.
- Mr. Subhash Chandra Birla, Adv.
- Mr. Baldev Atreya, Adv.
- Mr. Rameshwar Prasad Goyal, Adv.
- Mr. Sunil Kumar Verma, Adv.

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

In these petitions, the petitioners have questioned the correctness of the orders passed by the Division Bench of the Bombay High Court which declined the petitioners prayer for being permitted to complete construction of the

disputed building and create third party rights but directed the respondents not to carry on any construction work and/or create third party rights in relation to property in question.

We have heard learned counsel for the parties and perused the record. We do not find any valid ground to interfere with the order of the High Court, but, at the same time, we feel that it will be in the interest of both the parties that the main appeals pending before the High Court are decided at the earliest.

Accordingly, the SLP's are disposed of with a request to the High Court of Bombay to dispose of First Appeal No.1759 of 2007 and connected matters within six months from the date of receipt/production of copy of this order.

(Kavita Arora)
SR. P.A.

(KUSUM GULATI)
COURT MASTER