

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

Petition for Special Leave to Appeal (Civil)...../2013
CC 9324/2013

MANGARI Petitioner
VERSUS
SARDAR & ORS. Respondent

O R D E R

Delay condoned.

The courts below have concurrently upheld the validity of the sale deed executed by the petitioner. However, the only question that could have been considered by this Court is whether the land in question could legally be purchased by the respondents without obtaining permission from the Competent Authority as the land in question belongs to the petitioner who is from a Scheduled Caste category. However, this point although was never raised before the Courts below, we thought it appropriate, in the interest of justice, to ascertain whether the purchasers also belong to a Scheduled Caste category and it has been stated that purchasers are also from the same category.

In that view, the transaction of sale and purchase between the parties cannot be assailed on the ground that the transaction was illegal.

Thus, the special leave petition has no merits, hence it is dismissed.

.....J.
(GYAN SUDHA MISRA)

.....J.
(J. CHELAMESWAR)

NEW DELHI
MAY 03, 2013

ITEM NO.11

COURT NO.13

SECTION XI

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)...../2013
CC 9324/2013

(From the judgement and order dated 13/12/2012 in SA No.1653/1990, of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

MANGARI Petitioner(s)

VERSUS

SARDAR & ORS. Respondent(s)

(With appln(s) for c/delay in filing SLP)

Date: 03/05/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE GYAN SUDHA MISRA
HON'BLE MR. JUSTICE J. CHELAMESWAR

For Petitioner(s) Mr. Balwant Singh, Adv.
Mr. Prakash Kumar Singh, Adv.
Mr. Atul Tripathi, Adv.
Mr. Niraj Kumar Gupta, Adv.

For Respondent(s)

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

Delay condoned.

The special leave petition is dismissed in terms of the signed order.

(NAVEEN KUMAR)
COURT MASTER

(SNEH BALA MEHRA)
COURT MASTER

(Signed order is placed on the file)