

ITEM NO.6 Court 3 (Video Conferencing) SECTION IX

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 (C) No(s). 7540/2020

(Arising out of impugned final judgment and order dated 05-02-2020 in AAO No. 15/2019 passed by the High Court Of Judicature At Bombay At Nagpur)

PRABHAKAR

Petitioner(s)

VERSUS

LATE HIRAMAN S/O SOMAJI THAKARE (DEAD)
THROUGH HIS LRS & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.54632/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.54630/2020-EXEMPTION FROM FILING O.T.)

Date : 18-08-2020 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE MR. JUSTICE DINESH MAHESHWARI
HON'BLE MR. JUSTICE SANJIV KHANNA

For Petitioner(s)

Mr. Gagan Sanghi, Adv.
Mr. Rameshwar Prasad Goyal, AOR

For Respondent(s)

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

We are not inclined to interfere in this Special Leave Petition, as we find no reason to deviate from the discretion exercised by the High Court in refusing to set aside the abatement on account of unexplained delay.

However, we give liberty to the petitioner to apply

for revival of this Special Leave Petition only if the petitioner is in a position to persuade this Court that gross injustice and miscarriage of justice had occurred on account of decree passed in favour of the contesting respondent(s).

With these observations, the Special Leave Petition is disposed of accordingly

Pending applications, if any, stand disposed of.

(DEEPAK SINGH)
COURT MASTER (SH)

(VIDYA NEGI)
COURT MASTER (NSH)