

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(S). _____ OF 2024
(ARISING OUT OF S.L.P (CIVIL) NO(S).15695-15696/2021)

GANESH KISHANKUMAR AGARWAL

APPELLANT(S)

VERSUS

SIMMI SANJAY BAVEJA

RESPONDENT(S)

O R D E R

Despite service of notice, none appears for the respondent.

Leave granted.

The learned counsel appearing for the appellant states that the suit is still pending. In our view, as the suit is pending, interests of justice will be served if the interim order dated 20th September, 2021 of this Court is continued till the disposal of the suit. The interim order dated 20th September, 2021 reads thus:

“...

In the meanwhile, the respondent is restrained from alienating or creating any third party rights over the subject property in question, i.e. “Agam Residency-F, 2nd Floor, Flat No. F-204, Near Reliance Mart, Vesu, Surat, Gujarat”, until further orders.”

Accordingly, we direct that the aforesaid interim order will continue to operate till the disposal of the suit.

All contentions of the parties on the merits of the suit are kept open.

The Appeals are disposed of accordingly.

.....J.
(ABHAY S. OKA)

.....J.
(AUGUSTINE GEORGE MASIH)

NEW DELHI;
NOVEMBER 21, 2024.

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 15695-15696/2021

[Arising out of impugned final judgments and orders dated 16-07-2019 and dated 26-08-2019 in SCA No. 12181/2019 passed by the High Court of Gujarat at Ahmedabad]

GANESH KISHANKUMAR AGARWAL

Petitioner(s)

VERSUS

SIMMI SANJAY BAVEJA

Respondent(s)

(FOR ADMISSION and I.R. and IA No. 6355/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA No. 6360/2020 - EXEMPTION FROM FILING O.T.)

Date : 21-11-2024 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA

HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

For Petitioner(s) Mr. Parveen Kumar Aggarwal, Adv.
Mr. Vikas Gupta, AOR
Mr. Abhishek Grover, Adv.
Mr. Mukesh Kumar Verma, Adv.

For Respondent(s)

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

Leave granted.

The Appeals are disposed of in terms of the signed order.

Pending applications stand disposed of accordingly.

(ASHISH KONDLE)
COURT MASTER (SH)

(AVGV RAMU)
COURT MASTER (NSH)

[THE SIGNED ORDER IS PLACED ON THE FILE]