

ITEM NO.18

COURT NO.4

SECTION XI

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). 1165/2025

[Arising out of impugned final judgment and order dated 14-11-2024 in WRITC No.18781/2024 passed by the High Court of Judicature at Allahabad]

JAGESHWARI

Petitioner(s)

VERSUS

STATE OF U.P. &amp; ORS.

Respondent(s)

FOR ADMISSION

IA No. 10122/2025 - EXEMPTION FROM FILING O.T.

Date : 17-01-2025 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE HRISHIKESH ROY  
HON'BLE MR. JUSTICE S.V.N. BHATTI

For Petitioner(s) :

Mr. Nikhil Goel, Sr. Adv.  
Ms. Parul Shukla, AOR  
Mr. Yash Padia, Adv.  
Ms. Shubhangi Pandey, Adv.  
Mr. Saday Mondol, Adv.  
Ms. Siddhi Gupta, Adv.  
Mr. Adithya K Roy, Adv.

For Respondent(s) :

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

Heard Mr. Nikhil Goel, learned Senior Counsel appearing for the petitioner.

2. The counsel submits the two civil suits and another proceeding filed by the respondent No.6 (Shankar Singh) are pending before the Civil Courts and Revenue Court, respectively. It is accordingly argued that the observation on the possession of respondent No.6 vis-a-vis the disputed land in Paragraph 5 of the impugned order, is causing concern

on whether the Civil Courts and Revenue Court would be able to render their decision on merit on the basis of the evidence to be adduced by the parties.

3. The above concern of the learned counsel is taken into account.

4. This is not found to be a fit case for invoking our extraordinary jurisdiction under Article 136 of the Constitution. However, even while dismissing the Special Leave Petition, we deem it appropriate to observe that the observation on possession of the respondent No.6, made by the High Court should not come in the way of the Civil Courts and Revenue Court in determining all the issues on title and possession, raised by the litigants before the said Civil Courts and the Revenue Court. It is observed accordingly.

5. With the above, the Special Leave Petition is disposed of. Pending application(s), if any, stand closed.

(DEEPAK JOSHI)  
ASTT. REGISTRAR-cum-PS

(KAMLESH RAWAT)  
ASSISTANT REGISTRAR