

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

IA No.3/2011 in CIVIL APPEAL NO(s). 5310 OF 2010

M/S RAM PRAKASH SHARMA

Appellant (s)

VERSUS

BAULAL BIRLA(D) BY LRS.

Respondent(s)

(for extension of time and office report)

Date: 12/05/2011 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MRS. JUSTICE GYAN SUDHA MISRAFor Appellant(s) Ms. Madhusmita Bora, Adv.for
Mr. Balaji Srinivasan,Adv.For Respondent(s) Mr. Rishi Maheshwari, Adv.for
Mrs.Shally Bhasin Maheshwari,Adv.UPON hearing counsel the Court made the following
O R D E R

Taken on Board.

Heard learned counsel for the parties.

In the facts and circumstances of the case, time to vacate the premises in question is extended till 31st August, 2011 and if the tenants do not vacate on or before the said date, they will be evicted by police force.

We further make it clear that when this Court allows the petition/appeal of the landlord or dismisses the petition/appeal of the tenant and grant some time to vacate the premises in question and if the tenant does not vacate within the time granted, the tenant shall be evicted by police force. This is a general direction we are passing because we are coming across several cases where the tenants are not vacating the premises in question despite granting time by this Court or despite furnishing an undertaking to this Court with a result that the landlord has to initiate contempt proceedings or any other proceedings. Hence, we

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give a general direction that when tenant's petition/appeal is dismissed and he is given time to vacate then on the expiry of that time, he will be evicted by police force if he does not vacate of his own.

If any extension of time to vacate is desired, that

application should be filed well in advance.

The Interlocutory Application is allowed accordingly.

(Parveen Kr. Chawla)
Court Master

(Indu Satija)
Court Master

[Reportable Signed Order is placed on the file]

REPORTABLE

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

I.A. NO.3 OF 2011

IN

CIVIL APPEAL NO. 5310 OF 2010

Ram Prakash Sharma

..Appellant

versus

Babulal irla (D) By Lrs. & Others

..Applicants/
Respondents

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.....J.
[MARKANDEY KATJU]

NEW DELHI;
MAY 12, 2011

.....J.
[GYAN SUDHA MISRA]