

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)...../2006

CC 2157/2006

(From the judgement and order dated 22/06/2005 in SA No. 589/1987 of  
The HIGH COURT OF  
CALCUTTA)

CHITTA RANJAN DAS

Petitioner(s)

VERSUS

BISWANATH MUKHERJEE (D) TH. LRS.

Respondent(s)

With IA 1 (c/delay in filing SLP and office report)

Date: 24/03/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN

HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

For Petitioner(s)

Mr. H.K. Puri,Adv.

Mr. S.K. Puri, Adv.

Mrs. Priya Puri, Adv.

Mr. V.M. Chauhan, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

The High Court has reversed the order passed by the trial court as well as t  
he first appellate

court on the ground that the suit would be barred by Section 13(3-A)  
of the West Bengal Premises

Tenancy Act, 1956 (for short "the Act") as the suit was instituted within three years of the t  
ransfer of the

property in favour of the petitioner-landlord. Counsel for the petitioner contends that Se  
ction 13(3-A)

of the Act would not be applicable to the present case as the petitioner had acquired th  
e property by

way of inheritance and not by way of transfer.

Delay condoned.

Issue notice.

(J.S. Rawat)

(Kanwal

Singh)

AR-cum-PS

Court

Master