

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 (Civil) No(s).5 5 2 6 / 2 0 0 6

(From the judgement and order dated 2 4 / 1 0 / 2 0 0 5 in CR No. 2 9 0 / 2 0 0 5 of The  
HIGH C O U R T O F G U J A R A T AT A H M E D A B A D )

R A M E S H B H A I C H I M A N B H A I S H A H Petitioner(s)

V E R S U S

N A L I N K A N T S U K H A B H A I A R Y A Respondent(s)

(With prayer for interim relief and office report )  
(for final disposal)

Date: 1 1 / 0 9 / 2 0 0 8 This Petition was called on for hearing today.

C O R A M :

H O N ' B L E M R . J U S T I C E R . V . R A V E E N D R A N  
H O N ' B L E M R . J U S T I C E L O K E S H W A R S I N G H P A N T A

For Petitioner(s) Mr. Huzefa Ahmadi, Adv.  
Mr. Ejaz Maqbool, Adv.  
Mrr. P a r d h u m a n G o h i l , A d v .  
Ms. Tarun a Singh, Adv.  
Mr. Wa s i f G i l a n i , A d v .

For Respondent(s)  
Ms. Ruby Singh Ahuja, Adv.

U P O N hearing counsel the Court made the following  
O R D E R

The petitioner is the tenant. He has challenged the order of  
eviction, in a revision (Civil Revision Application No.2 9 0 of 2 0 0 5 ) filed  
before the High Court of Gujarat at. The High Court by interim order dated  
2 4 . 1 0 . 2 0 0 5 has directed the petitioner- tenant to pay Rs.8 , 0 0 0 / - per  
month from 1.1 1 . 2 0 0 5 till final disposal of the Civil Revision Application,  
by way of mesne profits. The said order is challenged on the ground that  
the existing rent is only Rs.1 6 0 / - per month and the increase by 5 0 times  
by an interim order is arbitra ry.

: 2 :

After the matter was argued for some time both the learned  
counsel agreed that the figure of Rs.8 , 0 0 0 / - be substituted by Rs. 1 , 5 0 0 / -  
per month without prejudice to the rights and contentions of the parties,  
if the main matter itself is disposed of expeditiously. We find that the  
suggestion is reason able.

We accordingly dispose of this S L P directing that the interim  
mesne profits payable by petitioner be fixed at Rs.1 , 5 0 0 / - per month from

1.1 1 . 2 0 0 5 till disposal of the civil revision. We make it clear that the same is subject to the final decision in the matter. Having regard to the facts and circumstances of this case, we also request the High Court to endeavour to dispose of the matter expeditiously, preferably within six months.

(PA W A N KUMA R)  
COURT MAS T E R

(ANAN D SIN G H)  
COURT MAS T E R