

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) No(s).3530 OF 2005

(From the final judgement and order dated 29/11/2004 in WP No. 9465/2004
of The HIGH COURT OF BOMBAY)

ASHWIN KUMAR MAHINDRA & ORS.

Petitioner

(s)

VERSUS

SHAMBUNATH SEN

Respondent

(s)

(With prayer for interim relief)

Date: 28/02/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.P. SINGH

HON'BLE MR. JUSTICE ARUN KUMAR

For Petitioner(s) Mr. K.K. Rai,Adv.

Mr. Manoj Chatterjee, Adv.

Mr. Bankey Bihari, Adv.

For Respondent(s) Mr. Rohingten Nariman, Sr.Adv.

Mr. Arjun Bobde, Adv.

Mr. Shibashish Misra,Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard counsel for the parties.

We are not inclined to interfere with the Special Leave Petition and the same is, accordingly, dismissed.

However, Counsel for the Petitioners prays for some time to vacate the premises. Counsel for the Respondent leaves the matter to the discretion of this Court.

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Having regard to the facts and circumstances of the case, the petitioners are granted six months time i.e. upto 31st August, 2005 to vacate the premises subject to filing of the usual undertaking within three weeks. The petitioners shall handover the vacant possession of the premises to the Respondent within six months from today without demur, and without compelling the Respondent to resort to legal

proceedings for their eviction.

(SUKHBIR PAUL KAUR)

COURT MASTER

(VIJAY DHAWAN)

COURT MASTER