

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).11210/2013

(From the judgement and order dated 21/11/2012 in CR No.533/2012 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

PUSHPA JAIN & ORS.

Petitioner(s)

VERSUS

RENU KAPUR & ANR.

Respondent(s)

(With appln(s) for exemption from filing O.T. and with prayer for interim relief)

Date: 16/04/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE SHARAD ARVIND BOBDE

For Petitioner(s) Ms.Nandani Gupta, Adv.

For Respondent(s) Mr.Pankaj Bhatia, Adv.

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

This petition is directed against order dated 21.11.2012 passed by the learned Single Judge of the Allahabad High Court whereby he dismissed the revision filed by the petitioners and confirmed the order of eviction passed by the Small Causes Court.

We have heard learned counsel for the petitioners and carefully perused the record. In our view, the finding recorded by the Small Causes Court that the petitioners were defaulters is based on correct analysis of the pleadings of the parties and evidence produced by them and the High Court rightly declined to interfere with the order of eviction.

The special leave petition is accordingly dismissed.

However, six months' time is allowed to the petitioners to vacate the suit premises subject to the filing of usual undertaking in this Court within a period of four weeks from today.

The petitioners shall hand over vacant possession of the suit premises to the respondents on or before 31.10.2013.

During the intervening period, the petitioners shall not induct any person in the suit premises in any capacity whatsoever, else they will make themselves liable to be proceeded under the Contempt of Courts Act, 1971.

(Satish K.Yadav)
Court Master

(Phoolan Wati Arora)
Court Master