

SUPREME COURT OF INDIA
 RECORD OF PROCEEDINGS
 CIVIL APPEAL NO(s). 7250 OF 2002

M/S. PURAN CHAND & COMPANY Appellant (s)
 VERSUS
 M/S. LAKHI RAM MATHI LAL GOTEWALE & ORS. Respondent(s)

(With appln(s) for substitution of deceased respondent and c/delay in filing substitution appln.)

Date: 12/02/2009 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
 HON'BLE MR. JUSTICE R.M. LODHA

For Appellant(s) Mr. Arun Mohan, Sr. Adv.
 Mr. A.P. Dhamija, Adv.
 Ms. N. Annapoorani, Adv.

For Respondent(s)
 Mr. A. Mariaputham, Sr. Adv.
 Mr. Tarun Johri, Adv.
 Mr. Ankur Gupta, Adv.

Mr. Ajay Kr. Agrawal, Adv. for
 Mr. Dharam Bir Raj Vohra, Adv.

Mr. Pradeep Dewan, Adv. for
 Mr. Pramod B. Agarwala, Adv.

Mr. S.S. Khanduja, Adv.

Mr. Gaurav Jain, Adv. for
 Ms. Abha Jain, Adv.

Mrs Rani Chhabra, Adv. (N.P.)

Ms. Rachana Srivastava, Adv.

-2-

UPON hearing counsel the Court made the following

ORDER

Heard learned counsel for the parties.

We see no reason to interfere with the impugned order.

However, the appellant is at liberty to file a fresh suit against the tenants for eviction and arrears of rent/mesne profits.

If he does so, his suit shall be decided by the Court concerned as expeditiously as possible.

The appeal is dismissed, accordingly.

[ASHA KUKRETY]
 SR.P.A.

[INDU SATIJA]
 COURT MASTER

(The signed order is placed on the file)

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 CIVIL APPELLATE JURISDICTION
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.....J.
[MARKANDEY KATJU]

.....J.
[R.M. LODHA]

NEW DELHI
FEBRUARY 12, 2009