

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

CONTEMPT PETITION (C) NO.47 OF 2006 IN S.L.P. (C) NO.9609 OF 2005

SUKHDEV MITTER

Petitioner(s)

VERSUS

VIJAY KUMAR

Respondent(s)

(With office report)

Date: 18/09/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE P.P. NAOLEKAR

For Petitioner(s)

Mr. Aditya Sharma, Adv.

Mr. K.S. Rana, Adv.

For Respondent(s)

Mr. T.N. Singh, Adv.

Mr. Bimal Roy Jad, Adv.

Mrs. Sunita Pandit, Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard learned counsel for the parties.

s

The rule of contempt is discharged and the contempt petition i

disposed of.

[ Alka Dudeja ]

Court Master

[ Om Prakash ]

Court Master

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

CONTEMPT PETITION [CIVIL] NO. 47 OF 2006

IN

SPECIAL LEAVE PETITION [CIVIL] NO.9609 OF 2005

Sukhdev Mitter

...Petitioner(s)

Versus

Vijay Kumar

...Respondent(s)

O R D E R

It has been stated on behalf of the tenant that he has vacated the premises in question, locked the same and sent the keys thereof to the landlord by Registered post along with the draft of Rs.1,250/-. It has been stated on behalf of the landlord that though he has received the Registered cover, only bank draft was there inside and no key was received by him. The landlord is permitted to break open the lock and enter into the premises. It

is made clear that in case any of the article belonging to the tenant or anybody else is lying there, the same shall be thrown on the road.

In the facts and circumstances of the case, the rule of contempt is discharged and the contempt petition is, accordingly, disposed of.

.....J.

[B.N. AGRAWAL]

.....J.

[P.P. NAOLEKAR]

New Delhi,

September 18, 2006.