

ITEM NO.3

COURT NO.11

SECTION IVA

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

RECORD OF PROCEEDINGS

I.A.No.2 in

Petition(s) for Special Leave to Appeal (Civil)No.4563/2007

(From the judgement and order dated 07/08/2006 in HRRP No.248/2004
of The HIGH COURT OF KARNATAKA AT BANGALORE)

MOHANRAJ

Petitioner(s)

VERSUS

R.I. SABIRA

Respondent(s)

[For recalling the Court's Order dated 02.03.2007] [With office report]

Date: 27/04/2007 This Application was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE TARUN CHATTERJEE

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Petitioner(s)

Mr. Deepak Kumar, Adv.

Mr. Lokesh Kumar Choudhary, Adv.

Mr. Rajiv Talwar, Adv.

For Respondent(s)/

Mr. S. Balaji, Adv.

Applicant(s)

UPON hearing counsel the Court made the following

O R D E R

The Special Leave Petition has already been dismissed by this Court on

02nd March 2007, but, considering the facts and circumstances of the case the

petitioner was granted time till 31st August 2007 to vacate the premises in

question, subject to filing of usual undertaking within two weeks from the

date of the said order. We find that the undertaking has not been filed and

we are informed that the possession has already been delivered to the

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applicant/decree-holder. In that view of the matter, the

I.A.No.2 in S.L.P.(C)No.4563/2007 (Contd.)

order dated 02nd March 2007 is recalled and the time granted by this Court stands withdrawn.

I.A. is allowed accordingly.

(Subhash Chander)

Court Master

(Phoolan Wati Arora)

Court Master