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C.A.No. 3533 OF 2003

ITEM No.5

Court No. 1

SECTION IV

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. 2-4 & in Civil Appeal No.3533/2003

NACHHATTAR SINGH & ORS.

Appellant (s)

VERSUS

CHANAN SINGH & ORS.

Respondent (s)

(for grant of Mesne Profit and c/delay in filing affidavit and
exemption from filing O.T.)

Date : 17/01/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE G.P. MATHUR

For Appellant (s)Ms. Naresh Bakshi,Adv.
Mr. Grijesh Pandey, Adv.

Mr. Vineet Bhagat, Adv.

For Respondent/ (s)Mr. K.G. Bhagat, Adv.

ApplicantMr. Kamal Baid, Adv.

Mr. Monohar Singh Bakshi, Adv.

Mr. Debasis Misra,Adv.

UPON hearing counsel the Court made the following

O R D E R

I.A. NO. 2

The decree under appeal is dated 5.12.2002. It is directed that as a condition precedent to the order of stay passed by this Court on 14.4.2003, the appellants shall deposit with the Executing Court an amount calculated @ Rs.6,000/- per acre by way of mesne profits, commencing from the date of decree passed by the High Court, which amount shall be retained in deposit by the Court by lodging the same in fixed deposit with a scheduled bank so as to be available for disbursement consistently with the final decision of this appeal. So far as arrears upto 31.12.2004 are concerned, they shall be deposited on or before 30th April, 2005. The amount calculated w.e.f. 1.1.2005 shall be deposited on or before 30.4.2006 and shall continue to be deposited year by year as above.

Non-compliance with this condition shall entail the order of stay being vacated.

I.A. stands disposed of.

(Ajay Kr. Jain)

(Radha R. Bhatia)

Court Master

Court Master