

ITEM NO.102

COURT NO.3

SECTION IX

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

CIVIL APPEAL NO. 6807 OF 2010

J.G. MEHTA

Appellant (s)

VERSUS

MARUTI PANDULIK BANDEKAR & ORS.

Respondent(s)

(With appln(s) for stay and substitution)

Date: 01/03/2012 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE MR. JUSTICE DIPAK MISRA

For Appellant(s) Mr. A.S. Bhasme, Adv.
Mr. D.P. Upadhyay, Adv.
Mr. Varun Thakur, Adv.

For Respondent(s) Mr. Arun R. Pedneker, Adv.
Ms. Mukti Chowdhary, Adv.
Mr. V.N. Raghupathy, Adv.

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

Heard the learned counsel for the parties.
The appeal is disposed of in terms of the signed
order.

(A.S. BISHT)
COURT MASTER

(INDU SATIJA)
COURT MASTER

(Signed order is placed on the file)
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 6807

OF 2010

J.G. MEHTA

Appellant(s)

:VERSUS:

MARUTI PANDULIK BANDEKAR & ORS.

Respondent(s)

O R D E R

1. We have heard the learned counsel for the
parties.

2. Application for substitution of the legal representatives of the deceased respondent No.1 is allowed.

3. The appellant for a ground floor flat of an area of 604 sq. ft. in Dadar, Mumbai, initially paid rent of Rs.74.65 per month which was subsequently increased to Rs.134.60 per month. The Court of Small Causes and the High Court have found bona fide need of the landlord. We are not inclined to interfere with the concurrent findings of the two Courts below.

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4. However, in the facts and circumstances of this case, the appellant-tenant is granted time upto 31st August, 2013 to vacate the premises, subject to his filing usual undertaking in the Registry of this Court within six weeks from today.

5. We make it clear that the rent of the premises from March, 2012 would be increased to Rs.5,000/- per month which shall be paid on or before the 10th of every calender month.

6. With these observations and directions, this appeal is disposed of.

.....J
(DALVEER BHANDARI)

.....J
(DIPAK MISRA)

New Delhi;
March 1, 2012.