

ITEM NO.11

COURT NO.12

SECTION XV

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

Miscellaneous Application No.272/2026 in SLP(C) No.38627/2025

PAUL LEONG

Petitioner(s)

VERSUS

THE ARCHDIOCESE OF SHILLONG

Respondent(s)

(FOR ADMISSION)

(IA No. 27407/2026 - RECALLING THE COURTS ORDER)

Date : 16-02-2026 This matter was called for hearing today.

CORAM :

HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH
HON'BLE MR. JUSTICE R. MAHADEVAN

For Petitioner(s) Mr. Avijit Roy, AOR

For Respondent(s)

O R D E R

Learned counsel for the petitioner submits that the order of this Court dated 07.01.2026, granting extension of time limit granted by the High Court to the petitioner for vacating the shop in question was subject to an undertaking being filed by the petitioner within two weeks to the effect that he shall handover the vacant and peaceful possession of the shop in question to the respondent-landlord latest by 31.05.2026. However, it was submitted that the petitioner has immediately filed the present Application seeking liberty not to file any undertaking as prior to the date of

the above order i.e., 07.01.2026 passed by this Court, already the shop in question had been vacated by the process of the Executing Court on 19.12.2025 and the keys were handed over to the respondent-landlord. This, according to him, was due to non-communication of the said fact by the learned counsel and only in mid-January, 2026, such fact came to his knowledge.

2. Having regard to the aforesaid, the direction to file an undertaking by the petitioner and pay rent up till 31.05.2026, in terms of the order dated 07.01.2026 passed by this Court, stands recalled. We clarify here that the liberty to pay up-to-date rent would lie on the petitioner till the date the keys of the premises were handed over to the respondent.

3. However, we give liberty to the respondent-landlord that if any wrong statement has been made before this Court by the petitioner on the basis of which, we are passing the present order, it shall be open to him to file an application in the present proceedings itself, for initiating proceedings of contempt against the petitioner.

4. Application stands disposed of in the aforementioned terms.

5. Consequently, the Miscellaneous Application also stands disposed of.

6. Pending application(s), if any, shall also stand disposed of.

(SAPNA BISHT)
COURT MASTER (SH)

(ANJALI PANWAR)
ASSISTANT REGISTRAR