

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

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).4092/2007

(From the judgement and order dated 23/01/2007 in WP No.9470/2005
of The HIGH COURT OF BOMBAY)

JAYESH KUMAR MAJITHIA

Petitioner(s)

VERSUS

RASILABEN H.PATEL & ANR.

Respondent(s)

[With prayer for interim relief]

WITH

SLP(C) NO.4097 of 2007

[With prayer for interim relief and office report]

Date: 07/05/2007 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.H. KAPADIA

HON'BLE MR. JUSTICE B. SUDERSHAN REDDY

For Petitioner(s)

Mr. Shekhar Naphade, Sr. Adv.

Mr. Satish Kumar Srivastava, Adv.

Ms. Shweta Gupta, Adv.

Mr. Balraj Dewan, Adv.

UPON hearing counsel the Court made the following

O R D E R

ent authority, On the merits of the matter, viz., eviction by the competent

we find no error. To that extent, the Special Leave Petition is dismissed.

However, the competent authority has imposed mesne profits amounting to Rs.14 Lacs. We are informed that the petitioner has paid the arrears of rent upto date. Therefore, we are issuing notice limited to the

question of mesne profits/damages subject to the condition that before the

next date of hearing the petitioner herein hands over vacant possession of the

suit premises to the licensor.

(Subhash Chander)

Court Master

(Madhu Saxena)

Court Master