

IN THE SUPREME COURT OF INDIA

ORIGINAL/CIVIL APPELLATE JURISDICTION

CONTEMPT PETITION (C) NO. 420 OF 2011

IN

CIVIL APPEAL NO. 5598 OF 2006

| PREM KUMAR AND ANOTHER | ... | PETITIONER(S) |

| Versus |

| HARISH KHURANA AND ANOTHER | ... | RESPONDENT(S) |

WITH

CIVIL APPEAL NO. 5598 OF 2006

| PREM KUMAR AND ANOTHER | ... | APPELLANT(S) |

| Versus |

| HARISH KHURANA AND ANOTHER | ... | RESPONDENT(S) |

O R D E R

Mr. Harish Khurana - respondent No. 1 is present in person. He submits that towards rent from January 1, 2010 till date, he has deposited Rs. 7,50,000/- (rupees seven lakhs fifty thousand only) in pursuance of the order dated February 3, 2010 and subsequent orders passed by this Court. He admits that he is in arrears of payment of rent for the above period and has not honoured the undertaking given to

this Court through his advocate on January 9, 2012. He submits that due to financial constraints, he could not deposit the rent as per the order dated February 3, 2010 every month on time. He seeks indulgence for clearing the entire arrears of rent from January 1, 2010 till August 31, 2012 by October 15, 2012. He further undertakes that insofar as rent for the month of September, 2012 and subsequent months is concerned, he shall faithfully abide by the directions of this Court and deposit rent every month henceforth on or before 10th of each succeeding month.

2. Though the learned counsel for the applicants-appellants seriously opposes the request made by the respondent No. 1 but in the interest of justice, we are inclined to grant one opportunity to the respondent No. 1 to clear the dues of rent up to August 31, 2012 by October 15, 2012 and continue to deposit the monthly rent from September 2012 as already directed in the earlier orders of this Court.

3. Respondent No. 1 - Harish Khurana is, accordingly, granted time up to October 15, 2012 to deposit the entire arrears of rent @ Rs. 50,000/- per month from January 1, 2010 to August 31, 2012. For the month of September, 2012 and subsequent months, the respondent No. 1 shall deposit the rent @ Rs. 50,000/- per month on or before 10th of each succeeding month.

(With appln(s) for directions and office report)

WITH

CIVIL APPEAL NO. 5598 OF 2006

| PREM KUMAR AND ANOTHER | ... | APPELLANT(s) |

| Versus |

| HARISH KHURANA AND ANOTHER | ... | RESPONDENT(s) |

Date: 04/09/2012 These Petition/appeal were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA
HON'BLE MR. JUSTICE T.S. THAKUR
HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s) Mr. Arvind Srivastava, Adv.
Mr. Jayant Kumar Mehta, Adv.

For Respondent(s) Mr. Harish Khurana -Respondent
No. 1 in person.

R-1 Mr. Kumar Rajesh Singh, Adv.
Ms. Niranjana Singh, Adv.
Mr. Rajan Mishra, Adv.

Mr. Devvrat ,Adv

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

Civil Appeal along with the Contempt Petition shall come up for consideration in due course in terms of the signed order.

| (Pardeep Kumar) | | (Renu Diwan) |
| Court Master | | Court Master |

(signed order is placed on the file)

