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SLP(C)No. 8083 OF 2000
ITEM No.33

Court No. 7

SECTION XIV

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.8083/2000

(From the judgement and order dated 08/02/2000 in CR 123/95
of The HIGH COURT OF GAUHATI)

RUP CHAND DAFTARY

Petitioner (s)

VERSUS

ASHIM RANJAN MODAK & ANR
(With prayer for interim relief)

Respondent (s)

Date : 09/07/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.P. MISRA
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s) Mr. Manoj Goel,Adv.
Mr. Pankaj Kalra,Adv.
Mr. Shuvodeep Roy,Adv.
Mr. Avinash Kumar,Adv.

For Respondent (s) Mr. N.R. Chaudhary,Adv.
Mr. J.P. Pandey,Adv.
Mr. Somnath Mukherjee,Adv.

UPON hearing counsel the Court made the following

O R D E R

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We find no merit in this petition and it is accordingly dismissed.

However, after hearing learned counsel for the parties, on the facts and circumstances of the case, we observe, the petitioner shall vacate the premises in question by or before the 31st December,2001 subject to the usual undertaking to be filed within four weeks from today. He shall pay all the arrears, if any, within four weeks from today and will continue to pay the amount which he has been paying, till he hands over possession on or before 31st December,2001.

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(Ganga Thakur)
P.S. to Registrar

(V.P. Tyagi)
Court Master