

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)...../2012
CC 7774-7775/2012

(From the judgement and order dated 21/10/2010 in WP No.153/2004 modified by order dated 22/09/2011 by CMA No.93090 of 2011 in WP No.153/2004 of The HIGH COURT OF U.P AT LUCKNOW)

M/S NEW NATH MEDICAL STORE Petitioner(s)
VERSUS

RAM KRISHNA BAJPAY Respondent(s)

With I.A. 1-2(C/delay in filing SLP and office report)

Date: 07/05/2012 These Petitions were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE DEEPAK VERMA
HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

For Petitioner(s) Mr. Sudhir Kumar Ojha, Adv.
Mr. Rajiv Shankar Dvivedi, Adv.

For Respondent(s)

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

Even though we are not fully satisfied that delay has been explained properly as it is huge and large of 407 days and 70 days in filing the Special Leave Petitions against the impugned orders dated 21.10.2010 and 22.09.2011 of the High Court of Judicature of Allahabad, we still feel inclined to condone the same.

....2/-

: 2 :

Having heard the learned counsel for Petitioner and after having gone through the impugned orders passed by learned Single Judge of the High Court of Judicature of Allahabad, we find no ground to interfere with the said orders. The Special Leave Petitions are, accordingly, dismissed.

However, looking to the facts and feature of the

case, we deem it fit and proper to grant six months' time from today to Petitioner to vacate the suit premises and hand over its peaceful vacant possession to Respondent immediately after expiry of the said period, subject to furnishing its usual undertaking in this Court within a period of four weeks from today.

(Sanjay Kumar-II)
Court Master

(S.S.R. Krishna)
Court Master