

ITEM NO.35

COURT NO.6

SECTION XIV

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

Petition(s) for Special Leave to Appeal (Civil) No(s).12411-12412/2009

(From the judgement and order dated 18/12/2008 in RFA No. 492/2006 and impugned judgment and order dated 06/02/2009 in CM No. 1409/2009 in RFA No. 492/2006 of The HIGH COURT OF DELHI AT N. DELHI)

JAGDISH CHANDER GULATI

Petitioner(s)

VERSUS

USHA RANI &amp; ORS.

Respondent(s)

(With office report )

Date: 15/07/2011      These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU

HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD

For Petitioner(s)

Mr. Subodh Kr. Pathak, Adv.  
Mr. Dharmendra Kumar Sinha, Adv.

For Respondent(s)

Mr. Rajeev Sharma, Adv.

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

The petitioner was granted leave to defend subject to the condition to deposit a sum of ` 5,00,000/- (Rupees Five Lakhs Only) vide the impugned order of the High Court dated 18th December, 2008.

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(15.07.2011)  
Contd....

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While issuing notice by Order dated 19th May, 2009 this Court directed the petitioner to deposit with the Trial Judge a sum of ` 2,50,000/- (Rupees Two Lakhs and Fifty Thousand Only) instead of ` 5,00,000/- (Rupees Five Lakhs Only).

Having heard learned counsel for the parties, we modify the said impugned order of the High Court and direct that instead of a sum of ` 5,00,000/- (Rupees Five Lakhs Only), the petitioner shall deposit a sum of ` 2,50,000/- (Rupees Two Lakhs and Fifty Thousand Only). We have been told that the said amount of ` 2,50,000/- (Rupees Two Lakhs and Fifty Thousand Only) has already been deposited.

The special leave petitions stand disposed of with the aforesaid modification.

( Rajesh Dham )  
Court Master

( Indu Satija )  
Court Master