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SLP(C)No. 12250 OF 2001

ITEM No.32

Court No. 9

SECTION XIA
A/N MATTER

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.12250/2001

(From the judgement and order dated 18/11/2000 in CMP 52580/99 in O.P.
No.9935/91 of The HIGH COURT OF KERALA AT ERNAKULAM)

E.N. SREEDHARA KAMATH (D) BY LR. Petitioner (s)

VERSUS

IDPL LTD. Respondent (s)

(With Office Report)

Date : 12/04/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE U.C. BANERJEE
HON'BLE MR. JUSTICE Y.K. SABHARWAL

For Petitioner (s)

Mr. E.M.S. Anam,Adv.

For Respondent (s)

Ms. Meera Mathur,Adv.

UPON hearing counsel the Court made the following

O R D E R

.....L.....I.....T.....T.....T.....T.....T.....T.....J.
.SP2

Heard learned counsel for the parties for about
five minutes.

Leave granted.

By consent of the parties, the appeal stands
disposed of in terms of the signed order.

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(K.K. Chawla)
Court Master

(D.D. Jindal)
Assistant Registrar

[Signed order is placed on the file]

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.PL53

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. OF 2002@@
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E.N. SREEDHARA KAMATH (D) BY LR. APPELLANT

VERSUS

IDPL LTD. RESPONDENT

O R D E R@@
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.SP2

Leave granted.

By consent of the parties, the appeal stands disposed of in the manner following:

a) The order of the High Court stands set aside.

b) The respondent herein shall be having time till 31.7.2003 to vacate the premises in question.

c) The respondent shall file the usual undertaking to the effect as mentioned in (b) within a period of four weeks from the date hereof.

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d) Arrears of rent be paid by the respondent to the appellant herein within a period of four weeks from the date hereof. The respondent, however, shall continue to pay the existing rate of rent in terms of the original lease agreement between the parties.

e) Each party is directed to pay and bear its own costs.

.SP1

.....J.
(U.C. Banerjee)

.....J.
(Y.K. Sabharwal)

New Delhi,
April 12, 2002.