

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(s).14652/2013

(From the judgement and order dated 25/01/2013 in CR No.559/2013 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

RAKESH KUMAR SETHI AND ANR

Petitioner(s)

VERSUS

PYARA SINGH SEEHRA

Respondent(s)

(With Office Report of directions)

Date: 13/01/2014 This Petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE GYAN SUDHA MISRA
HON'BLE MR. JUSTICE V. GOPALA GOWDA

For Petitioner(s) Ms. Shivani Verma, Adv.
For Mr. Anis Ahmed Khan, Adv.

For Respondent(s) Mr. Dinesh Verma, Adv.
For Mr. Subhasish Bhowmick, Adv.

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

There appears to be an inadvertent error which has occurred in the order sheet dated 16.12.2013, wherein the respondent should have been recorded as petitioner and the petitioner should have been recorded as respondent. The said rectification be incorporated in the order dated 16.12.2013.

The order dated 16.12.2013 was passed by this Court observing that the petitioners will be at liberty to press for execution of the suit premises as the time to vacate the suit premises till March, 2014 was granted on condition of filing the usual undertaking which is yet to be filed.

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After the aforesaid order was passed, it could be detected from the material on record that the petitioners have already filed the undertaking and, therefore, the application filed by the respondent seeking execution of the decree forthwith alleging non-filing of the undertaking is based on incorrect fact. The application (I.A. No.2 of 2013), therefore, is rejected. Hence, the execution proceedings/eviction of the suit premises shall not be given effect to before March, 2014.

|(Neetu Khajuria)

|(S.S.R. Krishna)

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|Sr.P.A.

|Court Master

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