

SLP(C)No. 11503 OF 2000

ITEM No.2

Court No.11

SECTION XIV
A/N MATTER

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.11503/2000

(From the judgement and order dated 02/03/2000 in SAO 218/86
of The HIGH COURT OF DELHI AT N. DELHI)

S.P. RAO & ORS.

Petitioner (s)

VERSUS

BHIM SAIN GUPTA & ORS.

Respondent (s)

(With prayer for interim relief)
(For Final Disposal)

Date : 15/01/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N. SANTOSH HEGDE
HON'BLE MR. JUSTICE DORAISWAMY RAJU

For Petitioner (s)

Mr. Chaman Lal Nayar,Adv.

For Respondent (s)

Mr. L. Nageshwara Rao, Sr. Adv.
Mr. Sushil Salwan, Adv.,
Mr. R.A Padmanabhan, Adv.
Mr. Pramod Dayal,Adv.

UPON hearing counsel the Court made the following

O R D E R

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Heard learned counsel for the parties. The learned
counsel for the petitioners contend that the principal lessor,
the Government of India had determined the lease in favour of
the respondents and re-entered the suit premises in the year
1968. On this basis the petitioners contend that the
respondents herein could not have filed the eviction petition
under the Delhi Rent Act to evict them since such a petition
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is not maintainable. We are not inclined to accept this
argument. The petitioners have strongly relied upon a
judgment of this Court in the case of M/s. Jain Ink@
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Manufacturing Company vs. LIC and Anr., AIR 1981 SC 670. In@@

