

**PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL)NO. 28362 OF 2011**  
**WITH PRAYER FOR INTERIM RELIEF**

PRAKASH SAINI

...PETITIONERS

VERSUS

PADAM CHANDRA JAIN & ORS.

...RESPONDENTS

**OFFICE REPORT**

The matter above mentioned was listed before the Hon'ble Court on 20.03.2015, when the Court was pleased to pass the following Order:

“One of the defences which the petitioner appears to be setting up against his proposed eviction is that the respondents have constructed a large market in which several shops were available but instead of the respondents using those shops they have either sold them to third parties or let them out on lease basis. Learned counsel for the respondents has filed a counter affidavit which does not specifically deal with this aspect. He seeks time to file an additional affidavit stating whether any market was constructed, the total number of shops constructed in the said market and the use to which such shops have been put. In particular the affidavit would indicate as to whether any shop out of the newly constructed market was sold and, if so, at what consideration and also whether any shop has been let out to third party and, if so, at what rent. Availability of any shop in the market or constructed by the respondents shall also be indicated by the respondents. Needful shall be done within six weeks.

Rejoinder Affidavit to the affidavit shall be filed within four weeks thereafter.

Post after ten weeks.”

It is submitted that Counsel for the Respondent has not filed Additional Affidavit. Hence, no Rejoinder Affidavit has been filed.

Service of show cause notice is complete.

The matter above mentioned is listed before the Hon'ble Court with this report.

Dated this the 07<sup>th</sup> day of July, 2015.

**ASSISTANT REGISTRAR**

Copy to:

Ms. Naresh Bakshi, Advocate

Col. Pahlad Singh Sharma, Advocate

**ASSISTANT REGISTRAR**