VITEM NO. 14 COURT NO.5 SECTION XI

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)...../2011
CC 8180/2011

(From the judgement and order dated 14/07/2010 in CMWP No. 328/1999 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

BHAGWAN DAS JAISWAL Petitioner(s)

VERSUS

STATE OF U.P. & ORS. Respondent(s)

(For permission to file SLP and office report)

Date: 11/05/2011 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE D.K. JAIN
HON'BLE MR. JUSTICE H.L. DATTU

For Petitioner(s) Mr. Bheem Pratap Singh, Adv.
Mr. Dinesh Kumar Garg,Adv.

For Respondent(s) Mr.Ravi P. Mehrotra, Adv.
Mr. Vibhu Tiwari, Adv.

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

Permission to file special leave petition is granted.

Issue notice in the special leave petition. Mr. Ravi P. Mehrotra, learned counsel accepts notice on behalf of respondent Nos. 1 & 2 and states that he has no objection if the delay in filing the special leave petition is condoned. Ordered accordingly. Let counter affidavit be filed within eight weeks. Rejoinder affidavit, if necessary, may be filed within two weeks.

..2/-

In the meantime, as a purely ad hoc arrangement, we direct the petitioner to deposit with respondent No. 2 100% of the Principal amount along with 50% of the interest amount paid to him by virtue of order dated 17th September, 1996 passed in Civil Appeal No. 2711 of 1984. The said amount shall be paid within three weeks from today. In addition thereto, the petitioner shall also furnish a security of an unencumbered immovable property to the satisfaction of respondent No. 2 towards the balance amount of interest

paid to him in terms of the aforementioned order.

Subject to the petitioner's complying with the above condition, no coercive steps shall be taken against him for the recovery of the remaining demand.

Tag with SLP(C) Nos. 25263-25264 of 2010.

[Charanjeet Kaur]
Court Master

[Kusum Gulati]
Court Master