

\200

SLP(C)No. 10899 OF 2003

ITEM No.39

Court No. 3

SECTION XIV

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.10899/2003

(From the judgement and order dated 24/03/2003 in RFA 165/02
of The HIGH COURT OF DELHI AT N. DELHI)

DELHI JAL BOARD

Petitioner (s)

VERSUS

SURINDER MALIK

Respondent (s)

(With prayer for interim relief)

Date : 09/07/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.C. LAHOTI
HON'BLE MR. JUSTICE ASHOK BHAN

For Petitioner (s)Mr. Mukul Rohtagi, ASG
Mr. P.D. Gupta, Adv.
Mr. Ajay Sharma, adv.

Mr. Tara Chandra Sharma,Adv.

For Respondent (s)Mr. Rakesh K. Khanna, Adv.
Mr. Sanjiv Sethi, Adv.
Mrs. Rashmi Khanna, Adv.
Mr. Reetesh Singh, Adv.

Mr. Surya Kant,Adv.

UPON hearing counsel the Court made the following

O R D E R

Issue notice.

Counsel for respondent appears and takes notice.

Let counter be filed within four weeks. Rejoinder, if any, be filed within three weeks thereafter.

The execution of decree for eviction and status quo regarding possession, as obtaining today, shall be maintained subject to the condition that the petitioner shall pay to the respondent-landlord or deposit in Court for payment to the respondent-landlord an amount calculated @ Rs. 3790/- per month upto 31.3.2003 and amount calculated @ Rs.10,000/- (Rupees Ten thousand) per month as charges for use and occupation w.e.f. 1.4.2003 upto date. The amount calculated for the period expiring 31st July, 2003 shall be deposited on or before 15th August, 2003 and shall thereafter continue to be paid/deposited month by month calculated @ Rs.10,000/- per month on or before the 15th day of the succeeding month. The amount of Rs.10,000/- has been determined only as an interim measure and is not an expression of opinion on the amount which the petitioner may ultimately be found liable to pay.

(Ajay Kr. Jain)

(Radha R. Bhatia)

Court Master

Court Master