

SUPR EME COUR T OF I N D I A
RECORD OF PROCEEDINGS
CIVIL APPEAL NO(s). 7372 OF 2000

CHAND MAL & ANR. Appellant (s)

VERSUS

SAMER MAL(D) & ORS. Respondent(s)

(With appln(s) for accepting English translation and prayer for interim relief))

Date: 14/07/2009 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE DR. JUSTICE MUKUNDAKAM SHARMA

For Appellant(s) Mr. U.N. Bhachawat, Sr. Adv.
Mr. Syed Hasan Isfahani, Adv.
Mr. Alok Bhachawat, Adv. for
Mr. Harinder Mohan Singh, Adv.

For Respondent(s) Mr. Puneet Jai, Adv. for
Ms. Pratibha Jain, Adv.

UPON hearing counsel the Court made the following

ORDER

The appeal is dismissed in terms of signed order
leaving the parties to bear their own costs.

(Pardeep Kumar)
Court Master

(Neeru Bala Vij)
Court Master

[SIGNED ORDER IS PLACED ON THE FILE]
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 7372 OF 2000

CHAND MAL & ANOTHER
....APPELLANTS

VERSUS

SAMER MAL(D) & OTHERS
...RESPONDENTS

ORDER

We have heard learned counsel appearing for the
parties.

We do not find any merit in this appeal which is, accordingly, dismissed. However, the question of law involved in this appeal is kept open.

In the peculiar facts and circumstances of this case, we deem it appropriate to grant time to the appellants till 31.7.2012 to vacate the suit premises on filing a usual undertaking in the Registry within six weeks from today. Ordered accordingly.

During the interregnum period, the appellants are directed to pay Rs. 1,000/- per month to the respondents from the date they receive Rs. 40,000/- (mortgage redemption amount) from the appellants till 31.7.2012. It is made clear that if

:2:

the respondents have already paid a sum of Rs. 40,000/- to the appellants, then the payment of Rs. 1,000/- shall be made by the appellants to the respondents w.e.f. 1.8.2009. Parties to bear their own costs.

.....J.
[DALVEER BHANDARI]

.....J.
[DR. MUKUNDAKAM]

SHARMA]
NEW DELHI
JULY 14, 2009.