

SLP(C)No. 14817 OF 2001
ITEM No.207

Court No. 6

SECTION XVII
A/N MATTER

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No.14817/2001

(From the judgement and order dated 04/07/2001 in CR 1778/00
of The HIGH COURT OF PATNA)

SHOBHA DEVI

Petitioner (s)

VERSUS

BIRESH KM.GUPTA @BIRESH KUMAR &ORS

Respondent (s)

(With prayer for interim relief and office report)
(For Final Disposal)

Date : 25/10/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE U.C. BANERJEE
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s) Mr. Atul Sharma, Adv.
Mr. Pradeep Kumar Bakshi, Adv.

For Respondent (s) Mr. Kumar Parimal Adv.
Mr. Prabhat Kumar, Adv.
Ms. V. Mohana, Adv.

UPON hearing counsel the Court made the following

O R D E R

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We are not inclined to interfere with the impugned order. As such, this special leave petition is dismissed. This order of dismissal, however, would not prejudice the rights of the petitioner to stay in the premises in question for a further period of six weeks, as prayed for. This extension of time for stay, however, is subject to the filing of usual undertaking within a period of three weeks in this Court from the date hereof. In the event, such an undertaking is not filed, it would be presumed that the petitioner is not desirous of any further benefit and in that event the order of eviction shall stand executable.

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(R.K. Dhawan)
Court Master

(Shelly Sengupta)
Court Master