

ITEM NO.63

COURT NO.3

SECTION IVB

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(s).11622/2011

(From the judgment and order dated 04/03/2011 in CM No.9305/2010  
IN CR No.6956/2009 of The HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH)

RAJINDER JAIN & ANR.

Petitioner(s)

VERSUS

STATE OF PUNJAB & ANR.

Respondent(s)

(With prayer for interim relief and office report)

Date: 19/03/2012

This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI  
HON'BLE MR. JUSTICE DIPAK MISRA

For Petitioner(s)

Mr. V.K. Jhangi, Adv.  
Mr. Sanjeev Sharma, Adv.  
Mr. S.K. Sabharwal, Adv.

For Respondent(s)

Ms. Kavita Wadia, Adv.  
Mr. Kuldip Singh, Adv.

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

Leave granted.

The appeal is disposed of in terms of the

signed order.

C.A. No. of 2012 @ SLP(C) 11622 of 2011

1

[KALYANI GUPTA]  
COURT MASTER

[INDU SATIJA]  
COURT MASTER

[SIGNED ORDER IS PLACED ON THE FILE.]

C.A. No. of 2012 @ SLP(C) 11622 of 2011

2

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 2989 OF 2012

RAJINDER JAIN AND ANR.

.....

APPELLANTS

VERSUS

STATE OF PUNJAB AND ANR.

.....

RESPONDENTS

O R D E R

1. Leave granted.

2. The short question which arises for adjudication in this matter is the application for mesne profits which was filed by the appellant was not adjudicated by the High Court.

3. Learned counsel for the appellants submits that for similar premises the respondent is paying rent of `2.99 lakhs per month. Learned counsel for the State of Punjab has no idea about it.

4. After having heard the learned counsel for the parties and in the facts and circumstances of this case, of 2012 @ SLP(C) 11622 of 2011

C.A. No.

3

instead of remitting the matter to the High Court for adjudication on this issue, we deem it appropriate to direct the State of Punjab to pay ` 6 lakhs towards the mesne profits for the entire period of about one year and six months. Let this amount be paid within a period of ten weeks from today.

5. With these observations and directions, the appeal is disposed of.

.....J  
[DALVEER BHANDARI]

.....J  
[DIPAK MISRA]

NEW DELHI,  
MARCH 19, 2012.