

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).12699-12700/2008

(From the judgement and order dated 08/04/2008 in CR No. 2227/2007 & CR No. 3592/2007 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

JASBIR SINGH MANN

Petitioner(s)

VERSUS

ANA CIDALIZA COLUMNA OHRI & ORS.

Respondent(s)

(With appln(s) for ad-interim ex-parte stay, modification of Court's Order and prayer for interim relief and office report)
(FOR FINAL DISPOSAL)

Date: 28/11/2008 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.V. RAVEENDRAN

HON'BLE MR. JUSTICE D.K. JAIN

For Petitioner(s) Mr. Rajiv Dutta, Sr. Adv.
Ms. M.F. Humayunisa, Adv.
Mr. Vinay Kashyap, Adv.
Mr. R. Nedumaran, Adv.

For Respondent(s) Mr. Tapeshe Kumar Singh, Adv.

UPON hearing counsel the Court made the following
ORDER

Respondent 1 and 2 have filed an application for ejection of the petitioner. In the said proceedings, the Rent Controller has struck down the defence of the petitioner by order dated 30.5.2007. The petitioner challenged the said order by filing a petition under Article 227 which has been dismissed by the High Court on 8.4.2008. This SLP is filed by the petitioner seeking leave to challenge the said order.

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On 16.5.2008, this Court issued notice limited to the question whether an opportunity should be given to the petitioner-tenant to file objections to the eviction proceedings.

The petitioner-tenant is directed to pay, without prejudice to

his contentions, rent calculated at Rs.1,90,000/- (Rupees One lakh ninety thousand only) per month from 1.1.2006 to date to the landlords (less any payment already made by the tenant towards rent under due acknowledgment from the landlords) within three weeks.

Learned counsel for the respondents (landlords) submit that the rent is due at a higher rate from 1.1.2008 and again at higher rate from 1.1.2009. Be that as it may. That issue is left open. What is directed is an interim arrangement to find out the bonafide of the petitioner-tenant.

List on 9.1.2009.

(Ravi P. Verma)
Court Master

(Anand Singh)
Court Master