

ITEM NO.7

COURT NO.4

SECTION IVA

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(s).15087/2011

(From the judgement and order dated 23/02/2011 in
of The HIGH COURT OF KARNATAKA AT BANGALORE)

RFA No. 499/2010

BATA INDIA LTD.& ORS.

Petitioner(s)

VERSUS

J.P.JAIN & ORS.

Respondent(s)

(With appln(s) for permission to place addl. documents on record
and exemption from filing O.T. and with prayer for interim relief
and office report)

Date: 20/05/2011

This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD
(VACATION BENCH)

For Petitioner(s)

Mr.Amarendra Saran, Sr.Adv.
Mr. Neeraj Shekhar,Adv.

For Respondent(s)

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

This petition is directed against judgment dated
23.02.2011 of the learned Single Judge of the Karnataka High Court
whereby he dismissed the appeal filed by the petitioners against
the judgment and decree of eviction passed by the trial Court.

We have heard Shri Amarendra Saran, learned senior
counsel appearing for the petitioners at some length and perused
the record. In our view, the impugned judgment as also the
judgment and decree passed by the trial Court do not suffer from

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any legal infirmity warranting interference under Article 136 of
the Constitution.

The special leave petition is accordingly dismissed.

However, the time granted by the High Court to the
petitioners to vacate the suit premises is extended till 30.11.2011
subject to the filing of usual undertaking in this Court within a
period of four weeks.

It is made clear that during the intervening period, the petitioners shall not induct any person in the suit premises in any capacity whatsoever.

(Satish K.Yadav)
Court Master

(Phoolan Wati Arora)
Court Master