

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).11241/2012

(From the judgement and order dated 22/02/2011 in CRA No.1123/2010 of The HIGH COURT OF BOMBAY)

KESHAV SHETTY & ORS. Petitioner(s)

VERSUS

NAMITA NILKANTH BAGAYATKAR Respondent(s)

(With prayer for interim relief and office report)

Date: 03/05/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR
HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s) Mr.Fakruddin, Sr. Adv.
Mr. Raj Kishore Choudhary, Adv.
Ms. Sheeba Adil Fakhruddin, Adv.
Mr. SUrya Kamal Mishra, Adv.
Mr.ANshul CHandra, Adv.
Mr. Jaswant Mann, Adv.
Mr.S. Rehman, Adv.
Mr. T. Mahipal,Adv.

For Respondent(s) Mr. Vikas Mehta,Adv.
Ms.Renuka Iyer, Adv.

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

Heard.

We see no reason to interfere with the impugned order. The special leave petition is dismissed. The petitioner is, however, granted time till 31.12.2013 to vacate and hand over the premises to the respondent-landlord subject to the following conditions:

1) The petitioner shall file an undertaking in this court on usual terms within six weeks from today.

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2) The petitioners deposit before the trial court compensation for use and occupation of the premises @ Rs. 5,000/- p.m. w.e.f. from the date of the order passed by the High Court till the actual vacation of the premises.

3) The petitioner shall clear all outstanding dues towards electricity and water charges etc. within two months from today.

4) The arrears shall be deposited before the trial court within two months and current compensation deposited by the 10th of every succeeding calender month.

Default in compliance with any of the above conditions shall render the decree for eviction executable immediately.

| (Shashi Sareen)
| Court Master

| | (Veena Khera)
| | Court Master

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