

ITEM NO.11

COURT NO.4

SECTION XI

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).15241/2011

(From the judgement and order dated 29/04/2011 in CMWP No.
24896/2011 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

MEENA GROVER & ANR

Petitioner(s)

VERSUS

RAJ KUMAR MEHROTRA & ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T. and prayer for interim relief)

Date: 25/05/2011 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. P.K. Jain, Adv.
 Mr. P.K. Goswami, Adv.
 Mr. Akilesh Jain, Adv.

For Respondent(s)

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

The petitioners are aggrieved by order dated 29.4.2011 of the learned Single Judge of the Allahabad High Court, whereby he dismissed the writ petition filed by them against the revisional order passed by Additional District Judge, Kanpur City, declining to interfere with two orders

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passed by Rent Controller and Eviction Officer for release of the suit premises in favour of the respondents after declaring the same to be vacant.

We have heard Shri P.K. Jain, learned counsel for the petitioners and perused the record.

In our view, the reasons assigned by the Rent Controller and Eviction Officer for declaring the suit premises to be vacant and directing that the same be

released in favour of the respondents were based on correct appreciation of the factual matrix and legal position and the learned Additional District Judge, Kanpur City and the learned Single Judge of the High Court did not commit any error by refusing to interfere with the same.

The special leave petition is accordingly dismissed.

However, the petitioners are allowed time till November 30, 2011 for vacating the suit premises subject to their filing an usual undertaking in this Court within four weeks from today.

It is made clear that during the period of six months and odd, the petitioners shall not induct any other person in the suit premises in any capacity whatsoever else they will make themselves liable under the Contempt of Courts Act, 1971.

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(Ravi P. Verma)
Court Master

(Phoolan Wati Arora)
Court Master