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SLP(C)No. 19319 OF 2000  
ITEM No.202

Court No. 8

SECTION IVB  
A/N MATTER

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.19319/2000  
(From the judgment and order dated 11.8.2000 in CWP No.19672 of 1998 of  
the High Court of Punjab and Haryana at Chandigarh)

SUNDER SINGH (D) BY LRS.

Petitioner (s)

VERSUS

BHARAT BHUSHAN

Respondent (s)

( With Appln(s). for further directions and impleadment and with payer for interim party )( F  
or Final Disposal )

Date : 19/09/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.N. VARIAVA  
HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner (s) Mr. Dinesh Kumar Garg, Adv.  
Ms. Ritu Puri, Adv.  
Mr. K. Manzoor Ali, Adv.

For Respondent (s) Mr. Hardev Singh, Sr. Adv.  
Ms. Madhu Moolchandani, Adv.  
Mr. Harbag Singh Gill, Adv.

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

Heard parties for fifteen minutes.

Leave granted.

The appeal stands dismissed in terms of the signed order with no order as to costs.

We pass no orders on the impleadment application. However, it will be open to the power of at  
torney holder to take possession of the land from the appellants, if in law he is entitled to  
do so.

(K.K. Chawla)  
Court Master

(Jasbir Singh)  
Court Master

[Signed order is placed on the file]  
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. \_\_\_\_\_ OF 2003  
(ARISING OUT OF SLP (CIVIL) NO.19319 OF 2000)

SUNDER SINGH (D) BY LRS.

Appellant (s)

VERSUS

BHARAT BHUSHAN

Respondent (s)

O R D E R

Leave granted.

Heard parties.

In our view, there is no infirmity either in the impugned order or in the order of the Executing Court. The appellants should have taken steps to see that they were resettled on some other surplus land. The appellants not having taken any steps, to safeguard their rights, for the last 30 years, cannot claim that due to their own inaction, they should not be evicted. Accordingly, this appeal stands dismissed with no order as to costs.

We, however, grant to the appellants three months' time to vacate i.e. upto 31st December, 2003, provided that the appellants file in this Court, within one week from today, the usual undertaking to vacate wherein they will also undertake that apart from them there is no other person on the land.

We pass no orders on the impleadment application. However, it will be open to the power of attorney holder to take possession of the land from the appellants, if in law he is entitled to do so.

.....J.  
(S.N. Variava)

.....J.  
(H.K. Sema)  
New Delhi;  
September 19, 2003