

X
ITEM NO.11

COURT NO.3

SECTION XIV

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

CONTEMPT PETITION (C) NO. 219 OF 2013 IN SLP(C) No.14795/2012 (FOR
PREL. HEARING)

K.SUDERSHAN REDDY & ORS.

Petitioner(s)

VERSUS

SANJAY SAXENA

Respondent(s)

(With office report)

Date: 12/07/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE V. GOPALA GOWDA

For Petitioner(s) Mr.S.M.Chugh, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

In this petition, the petitioners have prayed that the respondent may be punished for deliberate disobedience of order dated 10.05.2012 passed in SLP(C)No.14795 of 2012 and the undertaking given before this Court. They have further prayed for issue of a direction to the respondent to hand over vacant possession of the suit property and compensate them for use and occupation till the date of handing over of actual possession.

We have heard learned counsel for the petitioners and perused the record.

A reading of letter - Annexure P-3 dated 28.02.2013 shows that the petitioners voluntarily extended the period fixed by this Court for vacating the suit premises.

Learned counsel submitted that the contents of letter dated 28.02.2013 should be ignored because the cheques given by the respondent were dishonoured, but we do not find any justification to adopt that course. In our view, having agreed to extend the time specified in this Court's order, the petitioners cannot invoke the Court's jurisdiction under the Contempt of Courts Act, 1971 for securing conviction of the respondent or for issue of further direction for vacating the suit premises.

With the above observations, the contempt petition is dismissed.

(Satish K.Yadav)
Court Master

(Usha Sharma)
Court Master