

IT E M NO.2

COURT NO.7

S E C T I O N XIV

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).1 1 8 6 9 / 2 0 0 6

(From the judgement and order dated 1 2 / 0 7 / 2 0 0 6 in CMM No. 1 0 1 3 / 2 0
0 6 of

The HIGH C O U R T O F D E L H I AT N. D E L H I)

S.M. J A I N M O D E R N S R. S E C O N D A R Y S C H O O L

Petitioner(s)

V E R S U S

R A M D U L A R I D E V I (D) T H L R S .

Respondent(s)

(With prayer for interim relief and office report)
(For final disposal)

Date: 0 1 / 0 8 / 2 0 0 7 This Petition was called on for hearing today.

C O R A M :

H O N ' B L E M R. J U S T I C E G . P. M A T H U R

H O N ' B L E M R. J U S T I C E P . K . B A L A S U B R A M A N Y A N

For Petitioner(s)

Ms. Asha J ain Madan, Adv.
Mr. Mukesh J ain, Adv.
Mr. Dushyant P a r a s h a r , Adv.

For Respondent(s)

Mr. R.Y. K ali a, Adv.
Mr. G.P. Tharej a, Adv.
Dr. Kaila s h Chand, Adv.

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

We have heard learned counsel for the parties.

We do not consider it a fit case for interference under
Article 1 3 6 of the Constitution. The special leave petition is
dismissed. It is, however, directed that the decree for eviction

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passed against the Petitioner shall not be executed till 3 1 . 5 . 2 0 0 9

provided the Petitioner pays or deposits the rent at the rate of

Rs.2 0 , 0 0 0 / - per month w.e.f. 1.8. 2 0 0 7 onwards. The rent shall be

paid by the 1 0 th

of every succeeding month. In case of default in

payment of rent for two consecutive months, it will be open to the

Respondent- Landlord to execute the decree. An undertaking will be

filed in that behalf within one month by the President supported
with a resolution of the Managing Committee of the Petitioner
School. An affidavit of the President or Secretary of the Managing
Committee of the School shall also be filed.

(K. K. Chawla)
Court Master

(Radha R. Bhati a)
Court Master