

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

RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 4748 OF 2000

KUNJU MOIDEEN HAJI

Appellant (s)

VERSUS

VARGHESE

Respondent(s)

(With office report)

Date: 22/03/2006 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE A.K. MATHUR

For Appellant(s)

Mr. E.M.S. Anam,Adv.

For Respondent(s)

Mr. Subramonium Prasad,Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard learned counsel for the parties.

Terms of compromise are filed in the court today.

Impugned order of eviction passed by the High Court is set aside
and
the appeal is, accordingly, disposed of on the terms enumerated in the compromi
se
petition.

No costs.

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4748 OF 2000

Kunju Moideen Haji .. Appellant(s)

Versus

Varghese .. Respondent(s)

O R D E R

Heard learned counsel for the parties.

Today terms of compromise have been filed in the Court on behalf of the parties duly signed by them wherein it has been stated that the appellant-tenant has already surrendered possession of building to the landlord-respondent who has granted a fresh lease in favour of Shri P.K. Harif, son of the appellant under a deed of lease dated 23rd January, 2006.

In view of the aforesaid facts, impugned order of eviction passed by the High Court is set aside and the appeal is, accordingly, disposed of on the terms enumerated in the compromise petition.

No costs.

.....J

[B.N. AGRAWAL]

.....J

[A.K. MATHUR]

NEW DELHI ,

MARCH 22 , 2006 .