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SLP(C)No. 22475 OF 2004
ITEM No.37

Court No. 1

SECTION XVII

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

Petition(s) for Special Leave to Appeal (Civil) No.22475/2004

(From the judgement and order dated 30/07/2004 in LPA 1168/03
of The HIGH COURT OF PATNA)

DINESH PRASAD & ORS.

Petitioner (s)

VERSUS

STATE OF BIHAR & ORS.

Respondent (s)

(With Appln(s). for exemption from filing O.T. and office report)
(With prayer for interim relief)

Date : 16/11/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE G.P. MATHUR

For Petitioner (s)Dr. G.C. Bharuka, Adv.
Mr. Devashish Bharuka, Adv.
Dr. Sushil Balwada, adv.

For Respondent (s)

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

Printing dispensed with. The appeal shall be heard on the SLP paperback. Parties may file additional documents, if any, within six weeks. Original record need not be requisitioned.

Issue notice on the grant of interim relief.

Until further orders it is directed that the petitioners with effect from 1.8.1999 (the first day of the month falling after the date of resolution dated 17.7.1999) pay rent @ Rs. 1.75 per sq. ft. This shall be without prejudice to the rights of the petitioners to claim adjustment if the amount so paid as against the rent payable at the rate at which it would be ultimately held by this Court to be payable. The recovery at the enhanced rate in terms of the resolution dated 17.7.1999 for the period prior to 1.8.1999 shall remain stayed.

Tag with C.A. Nos. 3972-3974/2004.

(Ajay Kr. Jain)

(Radha R. Bhatia)

Court Master

Court Master