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SLP(C)No. 20890 OF 2003

ITEM No.204

Court No. 6

SECTION IX
A/N MATTER

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.20890/2003

(From the judgement and order dated 24/09/2003 in CRA 148/2001
of The HIGH COURT OF GUJARAT AT AHMEDABAD)

YUSUFKHAN MEHMOODKHAN PATHAN & ORS.

Petitioner (s)

VERSUS

HAZI MOHAMADBHAI HAZI DUDHWALA (D)TH LRS. & ANR. Respondent (s)

(With prayer for interim relief)

(For Final Disposal)

Date : 24/09/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SHIVARAJ V. PATIL
HON'BLE MR. JUSTICE B.N. SRIKRISHNA

For Petitioner (s)Mr. Amar Dave, Adv.

Mr. E.C. Agrawala,Adv.

Mr. Mahesh Agarwal, Adv.

Mr. Rishi Agrawal, Adv.

For Respondent (s)Mr. Huzefa Ahmadi, Adv.

Mr. Tihir Hakim, Adv.

Mr. Nakul Dewan, Adv.

Mr. Abhimeet Sinha, Adv.

Mr. Gourav Kejriwal, Adv.

Ms. Minakshi Nag, Adv.

Mr. Saquib Arbab, Adv.

for Mr. Ejaz Maqbool,Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard.

We are not inclined to interfere with the impugned order.

The special leave petition is dismissed.

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At this stage, learned counsel for the petitioners prays that the petitioners be granted three months time to vacate and deliver the vacant possession of the premises to the respondents.

Learned counsel for the respondents has no objection to grant such time, subject to the petitioners filing usual undertaking in this Court and payment of arrears of rent, if any.

In this view, we grant time to the petitioners to deliver vacant possession of the premises to the respondents on or before 31st December, 2004, subject to the petitioners filing usual undertaking in this Court within six weeks and also paying arrears of rent, if any, within the same period.

Sarita
Court Master

(Shelly Sengupta)