

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).20201/2011

(From the judgement and order dated 27/06/2011 in  
No. 262/2009 of The HIGH COURT OF MADRAS)

MP No. 2/2010 & AS

S.K. MOHAMMED KASIM(D) TH. LRS.

Petitioner(s)

VERSUS

S.K. AMEERUNNISSAA & ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T. and with prayer for interim relief)

Date: 23/08/2011            This Petition was called on for hearing today.

CORAM : HON'BLE DR. JUSTICE MUKUNDAKAM SHARMA  
          HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s)            Mr. P.S. Patwalia, Sr. Adv.  
  Mr. M.P. Parthiban, Adv.  
  Mr. S. Gowthaman, Adv.

For Respondent(s)            Mr. R. Balasubramanian, Sr. Adv.  
  Mr. I. Abrar Md. Abdullah, Adv.  
  Mr. A. Radhakrishnan, Adv.  
  Mr. B. Karunakaran, Adv.

For R.1                            Mr. V. Balaji, Adv.  
  Mr. K. E. Selvi, Adv.  
  Mr. Pravesh Thakur, Adv.  
  Mr. Rakesh K. Sharma, Adv.

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

Issue notice to all the respondents returnable within six weeks on the condition that the petitioner deposits Rs.3,00,000/- (Rupees three lakhs only) in this Court within a period of four weeks.

This amount as and when deposited shall be allowed to be withdrawn by the plaintiff/respondent no.1 herein upon furnishing appropriate security to the satisfaction of the Registrar of this Court.

Notice is accepted on behalf of the respondent no.1/plaintiff and also respondent no. 2 by their respective counsels. So far as the remaining respondents are concerned, notice shall be issued by registered post with acknowledgment due.

Counsel for respondent no.2 also seeks for a similar interim order, to which counsel for the petitioner states that he would be filing an affidavit in that regard within a period of two weeks. Let such an affidavit be filed to which respondent no. 2 could file his reply within four weeks. Appropriate orders regarding interim prayer, so far he is concerned, shall be passed on the next date.

We are informed that an inquiry is being made by the trial court for ascertaining the quantum of dues payable by the petitioner and defendant no. 2. Let the said exercise be completed and a report thereof be sent to this Court.

Since we have directed for deposit of money in this Court for the present, the petitioner may not deposit any amount pursuant to any order of any other court.

The petitioner shall also go on depositing the current rent of 1/7th share for the future months in favour of respondent no. 1 in this Court.  
(NAVEEN KUMAR) (RENU DIWAN)  
Court Master Court Master