

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(s).21090/2011

(From the judgement and order dated 27/04/2011 in CRP No.860/2011 of The HIGH COURT OF A.P AT HYDERABAD)

M/S HOTEL PARKLANE(P) LTD.

Petitioner(s)

VERSUS

BEENA BAI GUPTA & ORS.

Respondent(s)

(With appln(s) for impleadment and permission to file additional documents and office report)

[FOR FINAL DISPOSAL]

Date: 29/08/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA

HON'BLE MR. JUSTICE MADAN B. LOKUR

For Petitioner(s) Mr. P.V. Shetty, Sr. Adv.
Mr. D. Mahesh Babu, Adv.
Mr. Amjit Maqbool, Adv.
Mr. Amit Kr. Nain, Adv.

For Respondent(s) Ms. Anitha Shenoy, Adv.
Mr. Vishruti Vijay, Adv.
Ms. Neha Singh, Adv.

Ms. Rajni K. Prasad, Adv.
Ms. Sunita Rani Singh, Adv.
Mr. C.S.N. Mohan Rao, Adv

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

Pursuant to our order of 26.08.2013, Mr. D. Mahesh Babu, advocate-on-record for the petitioner is ready with two demand drafts of Rs. 5 Lakhs each, in all Rs. 10 Lakhs, in the name of respondent No. 2 - Abhishek Gupta.

Ms. Anitha Shenoy, advocate-on-record for the respondents, submits that the compensation of Rs. 10 Lakhs is too low and the compensation of Rs. 14 Lakhs is acceptable to the respondents.

Mr. P.V. Shetty, learned senior counsel for the petitioner, after seeking instructions from Ms. B. Praveena (one of the co-owners), submits that the petitioner is agreeable to pay to the respondents a sum of Rs. 14 Lakhs by way of compensation.

The two demand drafts of Rs. 5 Lakhs each, in all Rs. 10 Lakhs, have been handed over by Mr. D. Mahesh Babu, advocate-on-record for the petitioner to Ms. Anitha Shenoy, advocate-on-record for the respondents. Thus out of Rs. 14 Lakhs, Rs. 10 Lakhs stand paid by the petitioner to the respondents. The remaining sum of Rs. 4 Lakhs shall be paid by the petitioner in the name of respondent No. 2 - Abhishek Gupta - by way of demand draft or pay order or banker's cheque on or before 15th October, 2013 through Mr. D. Mahesh Babu, advocate-on-record for the petitioner to Ms. Anitha Shenoy, advocate-on-record for the respondents.

Upon payment of Rs. 14 Lakhs, the respondents shall have no claim of occupation in the subject premises and the ex parte decree passed in favour of the petitioner shall stand affirmed. Application

for setting aside ex parte decree and the application for condonation of delay shall stand dismissed without further reference to the Court.

Special leave petition stands disposed of as above.

In view of the above, interlocutory application for impleadment does not survive and it stands disposed of.

|(Rajesh Dham)
|Court Master

| |(Renu Diwan)
| |Court Master

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