ZITEM NO.25 COURT NO.11 SECTION XIIA

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 prayer for interim relief)

Date: 12/08/2011 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE AFTAB ALAM
HON'BLE MR. JUSTICE R.M. LODHA

For Petitioner(s) Mr. R.K. Sudhir Kumar, Adv.
For Mr. D. Mahesh Babu,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

The petitioner in this special leave petition challenges an order passed by the High Court that confirms the order of the trial court by which the trial court set aside the ex-parte decree of eviction passed against the respondent-defendant after condoning the delay of 150 days in making the petition. The grievance of the petitioner is that even before the petition was filed for setting aside the decree, it was executed and the respondent-tenant was evicted and a new tenant was inducted into the suit premises.

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Issue notice.

During the pendency of this special leave petition, further proceedings before the trial court in O.S. No.135 of 2009, shall remain stayed.

(Neetu Khajuria)
Sr. P.A.

(S.S.R. Krishna)
Court Master