

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).2 3 8 9 9 / 2 0 0 8

(From the judgement and order dated 25 / 0 6 / 2 0 0 8 in CR P No. 31 2 / 2 0 0 7 of
The HIGH COUR T OF GUWA H A T I)

R A M E S H K U M A R A G A R W A L L A

Petitioner(s)

VER SUS

A H M E D T E A C O M P A N Y (P) L T D. & A N R.

Respondent(s)

(With appln(s) for permission to place addl. documents on record and prayer
for interim relief)

Date: 13 / 1 0 / 2 0 0 8 This Petition was called on for hearing today.

CORAM :

HON' B L E M R. J U S T I C E B. N. A G R A W A L
HON' B L E M R. J U S T I C E G. S. S I N G H V I

For Petitioner(s) Mr. M. L. L a h o t y, Adv.

Mr. P a b a n K. S h a r m a , Adv. for
Mr. Himan sh u Shekh a r, Adv.

For Respondent(s)

Mr. A. Sar m a , Sr. Adv.
Mrs. S. Sar m a , Adv. for
Mr. Subhro Sanyal, Adv.

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

Heard learned counsel for the parties.

We do not find any ground to interfere with the impugned
order.

The Special Leave Petition is, accordingly, dismissed.

The petitioner is, however, granted time till 3 0 th April, 20 0 9
to vacate the premises in question upon filing undertaking to this
effect in this Court within four weeks from today.

It is directed that in case the petitioner fails to vacate the
premises in question within the aforesaid time, it would be open to the
decree holder to file an application before the executing Court to the
effect that the petitioner has not vacated the premises in question
within the time granted by this Court, in that eventuality, the
executing Court is not required to issue any notice to the petitioner
and it will see that delivery of possession is effected within a period of
15 days from the date of filing of the application. In case for delivery
of possession any armed force is necessary, the same shall be deputed
by the Superintendent of Police within forty eight hours from the date
requisition is received therefor. It is also directed that in case
anybody else, other than the petitioner, is found in possession, he
shall also be dispossessed from the premises in question.

(Parveen Kr. Chawla)
Court Master

(Savita Sainani)
Court Master