

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 2016 OF 2006

BHARAT SEWA SANSTHAN

Appellant (s)

VERSUS

U.P. ELECTRONICS CORPN. LTD.

Respondent(s)

(With prayer for interim relief and office report)

(For Recording the Settlement)

Date: 07/11/2006 This Appeal was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE AR. LAKSHMANAN

HON'BLE MR. JUSTICE ALTAMAS KABIR

For Appellant(s)

Mr. Shanti Bhushan, Sr. Adv.

Mr. Prashant Bhushan, Adv.

Mr. Sumeet Sharma, Adv.

Mr. Vishal Gupta, Adv.

Mr. Sanjai K. Pathak, Adv.

For Respondent(s) Mr. Manoj Swarup, Adv. (N/P)

Ms. Lalita Kohli, Adv.

Mr. Anubhav Kumar, Adv.

for M/S Manoj Swarup & Co.,Adv.

UPON hearing counsel the Court made the following

O R D E R

Memo of Understanding between the parties to this appeal filed in this Court, pursuant to this Court's order dated 8.9.2006, is taken on record. A rough

sketch plan is also attached to the Memo of Settlement. Clause (c) of the Memo says that the respondent, namely, U.P. Electronics Corporation Ltd. will vacate the portion marked in Pink as per the map within two weeks from date of Memo of Understanding i.e. 10.10.2006. It is now represented by Mr. Prashant Bhushan, learned Counsel for the appellant, that inspite of the undertaking under clause © of Memo of Settlement, the U.P. Electronics Corporation Ltd. have not vacated the entire portion marked in Pink and also constructed wall separating the Pink and Green marked portion. Since the undertaking has not been complied by M/s. U.P. Electronics Corporation Ltd. further time is given to them to comply with the undertaking by three weeks from today. The clause (c) of the Memorandum shall be complied with in full and the entire portion shall be handed over to the appellant within that time and also the construction of the wall shall be completed in time.

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When the matter came up for hearing on 8.9.2006, the learned Senior Counsel appearing for the respondent had sought some time to respond to the Memo of calculation filed and that three weeks' time was granted for the purpose. So far no response has been filed to the Memo of Calculation. The respondent is directed to file the response to Memo of Calculation within two weeks from today. Call after four weeks for reporting compliance.

(A.D. Sharma)

Court Master

(Phoolan Wati Arora)

Court Master