

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

IAin Petition(s) for Special Leave to Appeal (Civil)
No(s).24824/2009

(From the judgement and order dated 08/09/2009 in WP No. 235/2003
of The HIGH COURT OF UTTARANCHAL AT NAINITAL)

BHUPAL SINGH BHAKUNI Petitioner(s)

VERSUS

DEVI LAL SHAH(D) TR.LRS.& ORS. Respondent(s)
(With appln(s) for clarification of court's order)

Date: 18/01/2010 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE P. SATHASIVAM
HON'BLE MR. JUSTICE H.L. DATTU

For Petitioner(s) Mr. Rakesh Dwivedi, Sr. Adv.
Ms. Pritika Dwivedi, Adv.
Mr. Abhishek Chaudhary, Adv.

For Respondent(s) Mr. H.P.Srivastava, Adv.
Mr. V. Senthil Kumar, Adv.
Mr. M.A.Chinnasamy, Adv.

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

Heard both sides.
I.A. is disposed of in terms of the
signed order.

[Madhu Bala] [Savita Sainani]
Sr.PA Court Master
(Signed order is placed on the file)
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

I.A.NO...../2009

IN

SPECIAL LEAVE PETITION (CIVIL)NO.24824 OF 2009

BHUPAL SINGH BHAKUNI ...PETITIONER/(S)

VERSUS

DEVI LAL SHAH(D) TR. LRS. & ORS. ...RESPONDENT/(S)

O R D E R

While disposing of SLP(C)No.24824 of 2009 dated 27th November, 2009 this Court issued certain directions. The applicant/respondents 1 to 5 have filed present application seeking clarification of our order.

Heard both sides.

We clarify our order, particularly, para-I of the direction and the same be read as "On this ground, we partly set aside the impugned judgment of the High Court and remit the release application of the landlord to Additional District Magistrate (E) Rent Control and Eviction Officer, Nainital with a direction to dispose of the same afresh and uninfluenced by any of the observations and conclusions arrived by the High Court. The same shall be disposed of within a period of three months". To this extent our earlier order is clarified.

I.A. is disposed of accordingly.

.....J.
[P. SATHASIVAM]

NEW DELHI
18TH JANUARY, 2010

.....J.
[H.L. DATTU]