

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).1945-1946/2008

(From the judgement and order dated 13/04/2007 in CMWP No.37805/1997 dated 14/08/2007 in CMWP No.37807/1997,CMRA No.160030/2007 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

MOHD. HANIF

Petitioner(s)

VERSUS

SUBHASH CHANDRA MAHESHWARI

Respondent(s)

(With appln(s) for c/delay in filing SLP,exemption from filing O.T. and prayer for interim relief and office report)

Date: 07/10/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD

HON'BLE MR. JUSTICE KURIAN JOSEPH

For Petitioner(s)

Mr. Sanjay Kumar Tyagi, Adv.

Mr. Mrinmay Bhattnewara, Adv.

Mr. Prabhat Kumar Rai, Adv.

Mr. S.K. Verma,Adv.

For Respondent(s)

Mr. Anil Kumar Sangal,Adv.

Mr. Siddharth Sangal, Adv.

UPON hearing counsel the Court made the following

O R D E R

Petitioner has filed an affidavit of undertaking inter alia stating that within a period of 7 days from the date of intimation of building plan being sanctioned on the site of the shop, he shall vacate the premises in question.

Respondent has also filed an undertaking that within one year of handing over the possession of the shop in occupation of the petitioner, the respondent shall make construction according to the building map sanctioned within one year and offer him to take possession.

In view of the aforesaid, we dispose of the Special Leave Petitions in terms of the undertaking given by the parties.

The Judgment and Decree of the High Court is modified accordingly.

| (Vishal Anand)
| Court Master

| |(Indu Satija)
| | Court Master

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