

ITEM NO.601

COURT NO.2

SECTION IX

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

I N D I A

Petition(s) for Special Leave to Appeal (C)

No(s). 10447/2015

(Arising out of impugned final judgment and order dated 04/03/2015
in WP No. 5914/2014 passed by the High Court Of Bombay At Nagpur)

PURSHOTTAM S/O KESHAVRAO BARAPATRE

Petitioner(s)

VERSUS

KISHORE S/O KRISHNARAO MUNGSE

Respondent(s)

(with appln. (s) for exemption from filing c/c of the impugned
judgment and interim relief)

Date: 07/04/2015 This petition was called on for mentioning today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR
HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

For Petitioner(s)

Mr. Sudheer Voditel,Adv.
Ms. Simanta Kumar,Adv.
Mr. Anupam Mishra,Adv.

For Respondent(s)

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

Heard.

We see no reason to interfere with the impugned order.
The special leave petition is accordingly dismissed.The petitioner-tenant is however granted time till 30th
September, 2015 to vacate and hand over peaceful possession of
the suit premises to the respondent, subject to the following
conditions:

(1) The petitioner files in this Court an

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Mahabir Singh
Date: 2015.04.07
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undertaking on usual terms within four weeks from

today.

Reason:

(2) The petitioner deposits with the trial
court or pays directly to the respondent,
compensation for use/occupation of the premises

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in-question at the rate of Rs.10,000/- (Rupees
ten thousand) per month w.e.f. 1st April, 2015
till the date the premises is actually vacated.
The deposit shall be made by the 10 th of every
succeeding calender month. The compensation for
the month of April 2015 shall be deposited/made
by the 10th May, 2015.

(3) Arrears of rent, if any, at the rate of Rs.2400/- (Rupees two thousand four hundred) per month shall also be paid/deposited by the petitioner within two months from today.

(4) The amount so deposited shall be released in favour of the respondent.

(5) In the event of default or breach of any of the conditions stipulated above the eviction order shall become executable forthwith.

(MAHABIR SINGH)
COURT MASTER

(VEENA KHERA)
COURT MASTER