

ITEM NO.36

COURT NO.6

SECTION XI

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 (C) No(s). 14509/2017

(Arising out of impugned final judgment and order dated 08/02/2017 in CMP No. 102/2017 passed by the High Court Of Judicature at Allahabad)

QAMRUDDIN

Petitioner(s)

VERSUS

NOOTAN KUMAR DUBEY &amp; ORS.

, Respondent(s)

(with interim relief)

Date : 09/05/2017 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH  
HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s) Mr. S. U. Khan, Adv.  
Mr. Mukesh Verma, Adv.  
Mr. Yash Pal Dhingra, Adv.

For Respondent(s) Mr. G. S. Bhati, Adv.  
Mr. Sushil Kumar Dubey, Adv.  
Mr. Rameshwar Prasad Goyal, Adv.

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

Heard the learned counsel for the parties.

We do not find any reason to interfere with the impugned order passed by the High Court. However, looking to the facts of the case, we grant time upto 31<sup>st</sup> December, 2017 for vacating the premises, subject to filing the usual undertaking in this Court within a period of two months from today.

Towards use and occupation charges, the tenant shall pay Rs. 5,000/- per month from the month of February, 2017 to the landlord. The arrears shall be paid within one month from today.

It is made clear that if the undertaking is violated, the tenant shall be visited with all legal actions including contempt of court.

With the above observations and directions, the Special Leave Petition is disposed of.

Pending interlocutory applications, if any, stand disposed of.

(Jayant Kumar Arora)  
Court Master

(Renu Diwan)  
Assistant Registrar