

IN THE SUPREME COURT OF INDIA

INHERENT JURISDICTION

Contempt Petition (Civil) No 441 of 2020

in

SLP(C) No 26373 of 2019

Rama Mehta & Ors

... Petitioner(s)

Versus

Sushil Kumar

... Respondent(s)

ORDER

- 1 By the order of this Court dated 25 November 2019, the Special Leave Petition was dismissed, but time to vacate the premises was granted until 31 March 2020, subject to the filing of an undertaking within four weeks.
- 2 Since the undertaking has not been filed, the decree has become executable. As a matter of fact, the petitioners have commenced execution proceedings. The grant of an adjournment beyond 31 March 2020 by the executing court cannot be a valid basis for invoking the contempt jurisdiction. Hence, we are not inclined to entertain the contempt jurisdiction. The petitioners are free to pursue the execution proceedings to their logical conclusion.

- 3 The Contempt Petition is accordingly dismissed.
- 4 The executing court is directed to take up the execution proceedings with all reasonable dispatch and ensure expeditious disposal.

.....J.
[Dr Dhananjaya Y Chandrachud]

.....J.
[Indu Malhotra]

.....J.
[K M Joseph]

**New Delhi;
July 27, 2020**

ITEM NO.4 Court 4 (Video Conferencing) SECTION XIV

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

CONMT.PET.(C) No. 441/2020 in SLP(C) No. 26373/2019

RAMA MEHTA & ORS. Petitioner(s)

VERSUS

SUSHIL KUMAR Respondent(s)

(WITH IA No.53201/2020-EXEMPTION FROM FILING AFFIDAVIT)

Date : 27-07-2020 This petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MS. JUSTICE INDU MALHOTRA
HON'BLE MR. JUSTICE K.M. JOSEPH

For Petitioner(s) Mr. Rajeev Maheshwaranand Roy, AOR
Mr. P. Srinivasan, Adv.

For Respondent(s)

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

- 1 The contempt petition is dismissed in terms of the signed order.
- 2 Pending application, if any, stands disposed of.

(SANJAY KUMAR-I)
AR-CUM-PS

(SAROJ KUMARI GAUR)
COURT MASTER

(Signed order is placed on the file)