

ITEM NO.3 Court 6 (Video Conferencing)

SECTION XII

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

Miscellaneous Application No.1208/2021 in I.A.NO.91144/2021 in M.A.NO.808/2021 in SLP(C)No.6077/2021

MATHAIYAN

Applicant(s) /
Petitioner(s)

VERSUS

THE DISTRICT COLLECTOR SALEM & ORS.

Respondent(s)

(FOR ADMISSION and IA No.91144/2021-APPEAL AGAINST REGISTRARS ORDER XV RULE 5, IA No. 91144/2021 - APPEAL AGAINST REGISTRARS ORDER XV RULE 5)

Date : 11-08-2021 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE L. NAGESWARA RAO
HON'BLE MR. JUSTICE ANIRUDDHA BOSE

For Petitioner(s) Mr. M. Yogesh Khanna, Adv.
Mr. A. Rajarajan, Adv.
Ms. L. Vasuki, Adv.
Mr. C. Deepak Kumar, Adv.
Mr. K. Paari Vendhan, AOR

For Respondent(s)

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

This application is filed for modification of the order passed by this Court on 13.04.2021, by which the Special Leave Petition filed by the petitioner/applicant was dismissed and the petitioner/applicant was permitted to continue in possession of the property till end of May, 2021. The direction given to the petitioner/applicant in the said order is to the effect that he shall vacate the

premises on 01.06.2021. Liberty was given to the petitioner/applicant to approach the Government for alternate accommodation. M. Yogesh Khanna, learned counsel appearing for the petitioner/applicant submits that an application was filed for alternate accommodation which was dismissed against which the petitioner/applicant has filed an appeal and the same is pending before the Appellate Authority. He seeks a direction from this Court to the authorities not to disturb his possession till the matter relating to his request for alternate accommodation is finalized.

We do not agree with the aforesaid submissions made by the learned counsel for the petitioner/applicant.

However, in view of the petitioner/applicant residing in the disputed premises since 1950, we permit the petitioner/applicant to stay in the property till 30.09.2021. No further extension shall be granted. The petitioner/applicant is directed to vacate on that date.

With these direction(s), the miscellaneous application(s) stand(s) disposed of. Pending application(s), if any, shall also stand disposed of.

(Geeta Ahuja)
Court Master

(Anand Prakash)
Court Master