

ITEM NO.46            Court 7 (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

Petition(s) for Special Leave to Appeal (C) No(s). 20368/2017

(Arising out of impugned final judgment and order dated 10-02-2017 in CRP(NPD) No. 2378/2010 passed by the High Court of Judicature at Madras)

RANI @ LAKSHMI DEVI & ORS.

Petitioner(s)

VERSUS

R. VENKATRATHNAM

Respondent(s)

([FOR CLARIFICATION AND DIRECTION]  
IA No. 61499/2017 - EXEMPTION FROM FILING O.T.)

Date : 08-10-2021 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S. ABDUL NAZEER  
HON'BLE MR. JUSTICE KRISHNA MURARI

For Petitioner(s)    Mr. R. Nedumaran, AOR

For Respondent(s)    Mr. V. Balaji, Adv.  
                                  Mr. C. Kannan, Adv.  
                                  Ms. Neha Singh, Adv.  
                                  Mr. Rakesh K. Sharma, AOR

UPON hearing the counsel the Court made the following

O R D E R

The instant matter was listed for hearing on 05.10.2021 when the Court after hearing the learned counsel for the parties reserved its judgment for pronouncement.

On 06.10.2021, learned counsel appearing for the respondent filed a letter stating therein that the respondent wants to withdraw the Rent Control proceedings with liberty to move the civil court for recovery of possession.

Hence the instant Petition is listed in open court today.

In view of the above, the order dated 05.10.2021 passed by this Court is hereby recalled.

Learned counsel appearing for the respondent, on instruction, submits that the respondent may be permitted to withdraw the Rent Control Petition No. 12 of 2005 filed before the Rent Control Tribunal and District Munsif Court, Tirupur.

Learned counsel for the petitioner has no objection for the same.

Having regard to the above, the respondent is permitted to withdraw the Rent Control Petition No. 12 of 2005 filed before the Rent Control Tribunal and District Munsif Court, Tirupur. The Rent Control Petition No. 12 of 2005 on the file of the Rent Control Tribunal and District Munsif Court, Tirupur, is dismissed as withdrawn.

Consequently, the order dated 17.10.2006 passed by the Rent Control Tribunal and District Munsif Court, Tirupur, in Rent Control Petition No.12 of 2005; the order dated 22.10.2008 passed by the Rent Control Appellate Tribunal and Sub Court, Tirupur, in Rent Control Appeal No. 3 of 2007 and impugned order passed by the High Court dated 10.02.2017 in C.R.P.(PD)No.2378 of 2010 are hereby set aside.

The respondent is at liberty to initiate legal proceedings against the petitioner before the competent court for appropriate reliefs in accordance with law.

The Special Leave petition is disposed of accordingly.

Pending applications, if any, are disposed of.

(NEELAM GULATI)  
ASTT. REGISTRAR-cum-PS

(KAMLESH RAWAT)  
COURT MASTER (NSH)