

ITEM NO.54

COURT NO.9

SECTION XI-A

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). 17433/2021

(Arising out of impugned final judgment and order dated 20-09-2021 in OPC No. 472/2021 passed by the High Court of Kerala at Ernakulam)

SHAJI AUGUSTINE

Petitioner(s)

VERSUS

M/S CHITHRA WOODS MANORS WELFARE ASSOCIATION

Respondent(s)

(IA No. 73676/2022 - APPROPRIATE ORDERS/DIRECTIONS

IA No. 141410/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 141411/2021 - EXEMPTION FROM FILING O.T.)

Date : 07-11-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJIV KHANNA

HON'BLE MR. JUSTICE J.K. MAHESHWARI

For Petitioner(s)

Mr. Lakshmeesh S. Kamath, AOR
Ms. Samriti Ahuja, Adv.

For Respondent(s)

Mr. Gaurav Agrawal, Adv.
Ms. Anu K. Joy, Adv.
Mr. Alim Anvar, Adv.
Mr. Saurav, Adv.
Mr. Basu K., Adv.
Mr. Nishe Rajen Shonker, AOR

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

List on a non-miscellaneous day in the month of March, 2023.

In the meanwhile, as an interim measure, we are inclined to direct that the petitioner will pay Rs. 12 lakhs per month to the respondent as use and occupation charges w.e.f. 20.09.2021 (the date of the impugned judgment). As prayed on behalf of the

petitioner, the arrears @ Rs.12 lakhs per month from 20.09.2021 till 31.11.2022, would be paid in six monthly instalments beginning 31.12.2022. The petitioner would also continue to make payment of Rs. 12 lakhs per month in the future by the 10th day of each succeeding calendar month.

The payment would be subject to the outcome of the present Special Leave Petition.

(BABITA PANDEY)
COURT MASTER (SH)

(R.S. NARAYANAN)
COURT MASTER (NSH)