

ITEM NO.23

COURT NO.7

SECTION XVI

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). 18099/2019  
(Arising out of impugned final judgment and order dated 02-04-2019  
in SA No. 15/1994 passed by the High Court At Calcutta)

SARWAN KUMAR PODDAR &amp; ORS.

Petitioner(s)

VERSUS

KARABI GHOSH &amp; ORS.

Respondent(s)

(FOR ADMISSION and IA No.112037/2019-APPLICATION FOR SUBSTITUTION  
and IA No.112040/2019-CONDONATION OF DELAY IN FILING SUBSTITUTION  
APPLN. )

Date : 05-08-2019 This petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE R. BANUMATHI  
HON'BLE MR. JUSTICE A.S. BOPANNA

For Petitioner(s) Mr. Nitin Sangra, Adv.  
Mrs. V. D. Khanna, AOR  
Ms. Devika Khanna, Adv.  
Mr. Mahesh Kumar, Adv.  
Mr. Yash Ahlawat, Adv.

For Respondent(s)

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

We have heard learned counsel for the petitioner and perused  
the relevant material.

Delay in filing the application for substitution is condoned.

Abatement, if any, is set aside.

Application for substitution is allowed.

We do not find any good ground warranting interference with  
the order of eviction. The special leave petition is, accordingly,  
dismissed.

However, six months time from today is granted to the

petitioners to vacate the suit premises subject to their furnishing usual undertaking before this Court within four weeks from today, stating that the petitioners will not create any third party rights, will clear all the rent in the meanwhile and will peacefully vacate the premises concerned at the end of six months.

Pending application(s), if any, shall also stand disposed of.

(MADHU BALA)  
COURT MASTER (SH)

(NISHA TRIPATHI)  
BRANCH OFFICER