

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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 29346/2017

(Arising out of impugned final judgment and order dated 03-03-2017 in RCR No. 328/2016 passed by the High Court of Kerala at Ernakulam)

MEETHALE PARAMBATH CHANDRAN

Petitioner(s)

VERSUS

C. T. MUHAMMED

Respondent(s)

(WITH IA No.113726/2017-CONDONATION OF DELAY IN FILING and IA No.113728/2017-CONDONATION OF DELAY IN REILING and IA No.113732/2017-PERMISSION TO FILE ADDITIONAL DOCUMENTS)

Date : 14-11-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE KURIAN JOSEPH  
HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s) Mr. Raghenth Basant, Adv.  
Ms. Aanchal Tikmani, Adv.  
Mr. Mithun Verghis, Adv.  
Ms. Liz Mathew, AOR

For Respondent(s)

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

Delay condoned.

We find no reason to entertain this special leave petition, which is, accordingly, dismissed.

Learned counsel for the petitioner submits that he has received a communication that a possession warrant has been issued and the *Amin* had visited the shop in question and put a lock. However, the petitioner has not been physically dispossessed.

However, in case the petitioner has not actually and physically been dispossessed from the shop in question along with his articles, he shall be permitted to continue in possession till 31.03.2018, on his filing a usual undertaking to this effect, within two weeks from today.

We make it clear that in case the petitioner does not surrender vacant and peaceful possession of the shop in question within the time granted, he shall also be liable to be prosecuted for contempt of this Court.

It is made clear that the entire arrears for use and occupation charges, as on today, shall be paid within two months and he shall continue to pay the same at the rate of Rs.10,000/- per month from the month of December, on or before 10<sup>th</sup> day of every month.

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

(NARENDRA PRASAD)  
COURT MASTER

(RENU DIWAN)  
ASST. REGISTRAR