

ITEM NO.3

COURT NO.8

SECTION XI

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.4934/2020

(Arising out of impugned final judgment and order dated 17-10-2019 in CR No. 11/2011 passed by the High Court of Judicature at Allahabad)

MASHOOQUE ALI (DEAD) THROUGH LRS

Petitioner(s)

VERSUS

M/S G.C. DEVELOPERS PVT LTD. & ANR.

Respondent(s)

(With appln.(s) for interim relief, addition/deletion/modification of parties and exemption from filing O.T.)

Date : 03-03-2020 These matters were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MR. JUSTICE AJAY RASTOGI

For Petitioner(s) Mr. Shakil Ahmed Syed, AOR
Uzmi Jameel Husain, Adv.
Mr. Vaibhav Tandon, Adv.
Mr. Syed Mansoor Ali Rizvi, Adv.
Ms. Sarah Haque, Adv.

For Respondent(s)

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

Application for deletion of the name of the deceased petitioner No 1, Smt. Kismati Begum, is allowed.

Having heard learned counsel appearing on behalf of the petitioner, we see no reason to entertain the Special Leave Petition under Article 136 of the Constitution. The Special Leave Petition is accordingly dismissed.

However, on the request of the learned counsel, we grant time to the petitioners for handing over peaceful and vacant possession of the premises to the decree holder until 31 August 2020, subject to the filing of the usual undertaking which shall include the requirement of the petitioners paying all the up-to-date arrears of rent and continuing to pay the rent; not creating third party rights; and causing no damage to the premises. The undertaking shall be filed within a period of two weeks from today before this Court, failing which the decree shall become executable.

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

(Chetan Kumar)
A.R. -cum-P.S.

(Saroj Kumari Gaur)
Court Master