

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). 25921-25922/2026

[Arising out of impugned final judgment and order dated 25-03-2026 in APDT No. 4/2026 25-03-2026 in APDT No. 6/2026 passed by the High Court at Calcutta]

NAND LAL RATHI

Petitioner(s)

VERSUS

M/S A.T. GOOYEE ENTERPRISES ETC.

Respondent(s)

FOR ADMISSION

Date : 05-08-2026 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE VIKRAM NATH
HON'BLE MR. JUSTICE SANDEEP MEHTA

For Petitioner(s) :Mr. Pijush K. Roy, Sr. Adv.
Mr. Supriya Ranjan Saha, Adv.
Mr. Pritthish Roy, Adv.
Mr. Apoorva Kumar Sharma, Adv.
Ms. Kakali Roy, AOR

For Respondent(s) :Mr. Jayjit Ganguly, Adv. (V.C.)
Mr. Pradeep Sancheti, Adv.
Mr. Rudrajit Sarkar, Adv.
Mr. Dhruv Surana, Adv.
Ms. Ravina Sharma, Adv.
Mr. Arya Hardik, Adv.
Mr. Ashish Choudhury, AOR

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

We are not inclined to interfere with the
impugned order(s)/judgment(s) passed by the Division
Bench of the High Court. Accordingly, the Special Leave

Petition(s) shall stand dismissed.

At this stage, learned senior counsel appearing for the petitioner prays for six months' time to vacate the premises.

It has been pointed out that the petitioner has been in occupation of the premises since the year 2004 on a monthly rent of RS. 45,000/- (Rupees Forty Five Thousand Only) and the rent has not been enhanced even though the eviction proceedings were initiated in the year 2009.

The Learned counsel appearing for the respondent-landlord opposes the prayer and submits that the petitioner has been aware since the year 2009 that he would be required to vacate the premises upon initiation of the eviction proceedings. It is further submitted that if time is granted by this Court, the mesne profits ought to be enhanced with effect from the date of the judgment of the Single Judge.

Considering the submissions advanced, we deem it appropriate to grant six months' time to the petitioner to vacate the premises, subject to the following conditions:-

1. The petitioner shall file the usual undertaking before this Court as well as before the High Court within two weeks from today.

2. The petitioner shall pay mesne profits at the rate of Rs. 2,00,000/- (Rupees Two Lakhs Only) per month with effect from the date of the judgment of the Single Judge. The arrears not only of the decretal amount but also calculating the mesne profit at the above rate from the date indicated above till 31st January 2027 to be deposited within a period of four weeks from today before the High Court, which upon deposit shall be withdrawn by the respondent(s).

3. In the event of default in complying with any of the aforesaid conditions, the interim protection granted to the petitioner shall stand vacated automatically without any further reference to this Court.

(SHIPRA NARANG)
SENIOR PERSONAL ASSISTANT

(RANJANA SHAILEY)
ASSISTANT REGISTRAR