

**IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

CIVIL APPEAL NOS.6550-6556 OF 2012

HARDEV LAL SHARMA (D) THR. LRS. ETC.

APPELLANT(S)

VERSUS

**M/S SRI PATESHWARI ELECTRICALS AND
ASSOCIATED INDUSTRIES PVT. LTD CO. BALRAMPUR**

RESPONDENT(S)

WITH

CIVIL APPEAL NOS.6557-6558 OF 2012

O R D E R

1. The appellants challenge the judgment/order dated 20.01.2012 in Second Appeal No.524 of 2001 etc. passed by the High Court of Uttarakhand at Nainital.
2. We have heard learned counsel for the parties at length and examined the material placed on record, including the evidence led by the parties.
3. The Trial Court dismissed the plaintiff's/respondent's herein suit for recovery of the suit premises, holding that the defendants/appellants herein were lessees and that the civil court's jurisdiction was barred under Section 20 of the Uttar Pradesh Urban Buildings (Regulation of Letting, Rent and Eviction) Act, 1972.

4. However, the First Appellate Court reversed such findings and decreed the suit, holding the plaintiff to be licensor and the defendants to be licensees, thereby making out a case for ejectment on merits. The High Court has affirmed these findings of facts.

5. We find no reason to interfere with the concurrent findings of fact returned by the two Courts, as they are not perverse and are borne out from the record. However, considering the overall facts and circumstances, we direct the respondent to pay a sum of Rs.5,00,000/- (Rupees five lakh only) each per quarter, to be shared amongst the occupants if there are more than one family residing therein. The payment shall be remitted directly into the bank account of the defendants/appellants. The bank particulars of the appellants shall be supplied by the learned counsel for the appellants to the learned counsel for the respondent forthwith. Let the needful be done within one (01) week and the said amount be remitted within eight (08) weeks, failing which, it shall bear interest at the rate of 6% (six per cent) per annum.

6. Further, subject to the appellants furnishing an undertaking before this Court within a period of four (04) weeks from today, undertaking to vacate the premises, they shall be allowed to occupy the same for a further period of one (01) year from today.

7. Accordingly, the appeals stand disposed of.

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

.....J.
(SANJAY KAROL)

.....J.
(AUGUSTINE GEORGE MASIH)

NEW DELHI
23-07-2026

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

Civil Appeal No(s).6550-6556/2012

HARDEV LAL SHARMA (D) THR. LRS. ETC.

APPELLANT(S)

VERSUS

M/S SRI PATESHWARI ELECTRICALS AND
ASSOCIATED INDUSTRIES PVT. LTD CO. BALRAMPUR

RESPONDENT(S)

AND IA NO. 159934- AMENDMENT OF CAUSE TITLE
IA No. 159934/2018 - AMENDMENT IN CAUSE TITLE
IA No. 11461/2018 - APPLICATION FOR SUBSTITUTION
IA No. 11464/2018 - EXEMPTION FROM FILING O.T.

WITH

C.A. No. 6557-6558/2012 (III-A)

FOR

FOR ON IA 59444/2013

Date : 23-07-2026 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KAROL

HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

For Appellant(s) :

Mr. Dipesh Sinha, AOR
Mr. Anirudh Singh, Adv.

Ms. Preetika Dwivedi, Adv.
Mr. Abhishek Chaudhary, AOR

For Respondent(s) :

Mr. Vishwajit Singh, Sr. Adv.
Mrs. Veera Kaul Singh, Adv.
Mr. Pankaj Singh, Adv.
Ms. Ridhima Singh, Adv.
Mr. Vignesh Singh, Adv.
Mr. Ritam Tripathi, Adv.
Ms. Jyotsna Singh, Adv.
M/s Vidhi International, AOR

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

1. The appeals are disposed of in terms of the signed order, which is placed on the file.

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

(D. NAVEEN)
COURT MASTER (SH)

(ANU BHALLA)
COURT MASTER (NSH)