

120 IOIN RSA No.4103 of 2017

Suresh Dutt Sharma Vs.Ruchira Lohiya

Present: None.

Office has pointed out certain factual mistakes in paragraph 4 of the final order passed in the aforementioned appeal. Paragraph 4 reads as follows:

“As a result of the above conclusion, the suit filed by the appellant/tenant for permanent injunction against the landlord is called on board in exercise of powers under Section 24 of the Code of Civil Procedure and is dismissed forthwith. The pending applications filed by the appellant/tenant before the Executing Court in the present proceedings shall stand dismissed as of today.”

Having gone through the judgments and decrees passed by the Courts below, it is ordered that paragraph 4 reproduced above, be replaced with the following paragraph to be read as part of final order dated 13.09.2017:

“As a result of the above conclusion, the findings recorded by the Courts below are affirmed and the judgments and decrees stand upheld. The pending applications filed by the appellant/tenant before the Executing Court in the present proceedings shall stand dismissed as of today.”

Office to prepare decree-sheet accordingly and send the same to the Executing Court.

08.11.2017
Vimal

[RAJIV NARAIN RAINA]
JUDGE