

THE HON'BLE DR. JUSTICE B.SIVA SANKARA RAO

CIVIL REVISION PETITION No.1705 OF 2018

ORDER:

Heard the counsel for petitioners and counsel for first respondent. The endorsement of R2 to R7 not necessary parties is recorded, more particularly from the fact that they also parties to the R.A.No.48 of 2015, outcome of R.C.No.259 of 2010, so far not filed any appeal impugning the adverse order against them by the courts below, which is outcome of the concurrent finding for eviction.

2. A perusal of the record no way requires practically any interference against the said concurrent findings, within the scope of Section 22 of the A.P. Buildings Lease, Rent and Eviction Control Act, 1960 and within the scope of law laid down by the Constitution Bench of the Apex Court in ***Dilbahar Singh Vs. Hindustan Petroleum Corporation Limited***¹.

3. Hence, the revision is disposed of, for nothing to admit by granting time till 31.12.2018 to vacate by the petitioners and other parties bound by the concurrent findings of the courts below without any further time for extension and by payment of the amount as was ordered by the court below towards damages for use and occupation in the meantime and the petitioners undertaking by counsel orally before the court of not getting any further extension is recorded and

¹ (2014) 9 SCC 78

further directed to file the undertaking affidavit of the petitioners before the court below within fifteen days from today. It is made clear that even non filing will not entitle by virtue of this order for any extension from submission through counsel of not getting any extension and not induct any third parties and pay the amount towards damages for use and occupation as referred supra regularly is binding on the party.

4. Accordingly and with the above observations, the civil revision petition is disposed of. Miscellaneous petitions pending consideration, if any, in this case shall stand closed in consequence. There shall be no order as to costs.

27.03.2018
SS

DR.B.SIVA SANKARA RAO, J

