

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

**SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 22043/2021**  
(Arising out of impugned final judgment and order dated 30-01-2017 in SBCSA No. 54/2017 passed by the High Court of Judicature for Rajasthan at Jaipur)

**NIRMALA & ORS.****Petitioner(s)****VERSUS****NATHMAL DALMIA DECEASED THROUGH HIS LRS & ORS.****Respondent(s)**

(IA No.128991/2021-CONDONATION OF DELAY IN FILING and IA No.128992/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.128993/2021-EXEMPTION FROM FILING O.T. )

**Date : 12-11-2021** This petition was called on for hearing today.

**CORAM : HON'BLE MR. JUSTICE HEMANT GUPTA**  
**HON'BLE MR. JUSTICE V. RAMASUBRAMANIAN**

**For Petitioner(s)** Mr. Ashutosh Yadav, Adv.  
Mr. Jagdish Parshad Adv.  
Mr. Vijay Kumar Sharma, Adv.  
Mr. Yadav Narendra Singh, AOR

**For Respondent(s)**

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

We find that the present special leave petition has been filed against a consent order undertaking to vacate the premises by April, 2018. In fact, the filing of the special leave petition after gross delay shows collateral malafide purpose of the petitioner to approach this Court though learned counsel for the petitioner states that the premises have been vacated by the tenant as well as the sub-tenant. The present special leave petition is nothing but gross abuse of process of law. The special leave petition and the application for condonation of delay is dismissed with cost of Rs.25,000/- to be deposited with the Supreme Court Advocates on Record Welfare Fund within four weeks from today.

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

**(SWETA BALODI)**  
**COURT MASTER (SH)**

**(RENU BALA GAMBHIR)**  
**COURT MASTER (NSH)**