

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(S). 9311 OF 2016  
(Arising out of SLP(C) No. 26430 of 2016)

NAVEEN KUMAR JAIN AND ANR.

Appellant(s)

VERSUS

KUNAL RANA AND ANR.

Respondent(s)

O R D E R

Leave granted.

This appeal has been filed against the judgment and order dated 27.04.2016 passed by the High Court of Delhi at New Delhi in R.C. Rev. No. 308 of 2015.

The leave to defend the eviction suit filed by the respondents-landlord was granted by the Authority on the issue of bonafide requirement as well as dispute raised by the appellant-tenant with regard to the ownership. While reversing the said order of granting leave the High Court has discussed only the issue of bonafide requirements and not the other issue. We are not inclined to hear the other

issues of Title on merit in this Court. Hence without going into its merits and only for the abovesaid shortcoming, the Impugned Order is set aside with a request to the High Court to re-hear the matter and decide on the basis of issue of Title as well. We expect the High Court to dispose of the matter with expedition.

The appeal is allowed to the aforesaid extent.

No costs.

.....J  
(SHIVA KIRTI SINGH)

.....J  
(R. BANUMATHI)

NEW DELHI  
September 16, 2016

ITEM NO.29

COURT NO.13

SECTION XIV

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). 26430/2016

(Arising out of impugned final judgment and order dated 27/04/2016 in RCREV No. 308/2015 passed by the High Court Of Delhi At New Delhi)

NAVEEN KUMAR JAIN AND ANR

Petitioner(s)

VERSUS

KUNAL RANA AND ANR

Respondent(s)

(with interim relief and office report)

Date : 16/09/2016 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SHIVA KIRTI SINGH  
HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s) Mr. Neeraj Jain, Sr. Adv.  
Mr. Anish K. Jain, Av.  
Mr. S. S. Ray, Adv.  
Ms. Rakhi Ray, Adv.

For Respondent(s) Mr. Gagan Gupta, Adv.

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

Leave granted.

The appeal is allowed to the extent indicated in the signed order.

(NEELAM GULATI)  
COURT MASTER

(MADHU NARULA)  
COURT MASTER

(Signed order is placed on the file)