

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGSCONMT.PET. (C) No. 395/2014 In SLP(C) No. 27620/2012

AUROBINDO ASHRAM TRUST

Petitioner(s)

VERSUS

JAYASHREE PRASAD & ORS.
(With office report)

Respondent(s)

Date : 09/12/2014 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE ROHINTON FALI NARIMANFor Petitioner(s) Mr. Sanjay Parikh,Adv.
Ms. Mamta Saxena,Adv.
Mr. A.N. Singh,Adv.
Mr. Ritwik Parikh,adv.
Ms. Anitha Shenoy,Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E RThe contempt petition is disposed of in terms of
the signed order.(MADHU BALA)
COURT MASTER

(Signed order is placed on the file)

(ASHA SONI)
COURT MASTER

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

CONTEMPT PETITION (CIVIL) NO. 395 OF 2014

IN

SPECIAL LEAVE PETITION (CIVIL) NO. 27620 OF 2012

AUROBINDO ASHRAM TRUST

...PETITIONER(S)

VERSUS

JAYASHREE PRASAD & ORS.

..ALLEGED CONTEMNOR/RESPONDENT(S)

O R D E R

Heard learned counsel for the parties and perused the relevant material.

By Order dated 29th April, 2014 while dismissing the special leave petition filed by the respondents, this Court had granted time until 31st July, 2014 to the respondents (Petitioners in the SLP) to vacate the premises in question subject to certain conditions including the filing of an undertaking, inter alia, to the effect that the respondents will vacate the premises on or before 31st July, 2014.

...2/-

In terms of the aforesaid order, the five respondents had filed their respective undertakings to vacate the premises situated at Sri Aurobindo Ashram, " Ambabhikshu House", No. 33, Dr.Ambedkar Street, Kuruchikuppam, Pondicherry- 605012 on or before 31st July, 2014.

The premises having not been vacated as ordered and undertaken this contempt petition has been filed. As despite service of notice, the respondents had not appeared and had not filed any counter affidavit, bailable warrant of arrest was directed to be issued against each of the respondents and the matter was posted on 2nd December, 2014. It is stated upon execution of the warrant of arrest directed by this Court, the Respondent Nos. 4 & 5 had appeared on 2nd December, 2014. For reasons that need not detain us the matter was deferred for hearing today i.e. 09.12.2014.

...3/-

Not only the order of this Court dated 29th April, 2014 is clear and unambiguous, in fact, the respondents have undertaken to vacate the premises in terms of the aforesaid order on or before 31st July, 2014 and have filed their respective undertakings before this court on 7th May, 2014. Despite the above, as the respondents have not vacated the premises. Violation of this Court's order referred to above, therefore is clear. Accordingly, we direct the respondents to vacate the said premises within seven days from today failing which, we direct the jurisdictional Police Station viz. All Mahila Police Station, Pondicherry, to evict the respondents from the premises viz. Sri Aurobindo Ashram, " Ambabhikshu House", No. 33, Dr.Ambedkar Street, Kuruchikuppam, Pondicherry- 605012. Beyond the above, we do not consider it necessary to issue any further orders in the Contempt Petition.

The contempt petition is disposed of
accordingly.

.....J.
[RANJAN GOGOI]

NEW DELHI
9TH DECEMBER, 2014

.....J.
[ROHINTON FALI NARIMAN]