

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

WRIT PETITION (CIVIL) NO.43 OF 2006

JOYDEEP MUKHARJEE

Petitioner(s)

VERSUS

STATE OF WEST BENGAL & ORS.

Respondent(s)

(With appln(s) for impleadment, permission to file rejoinder affidavit and impleadment as party respondent)

Date: 08/11/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN
HON'BLE MR. JUSTICE SWATANTER KUMAR

For Petitioner(s)

Mr. S.K. Bhattacharya,Adv.

For Respondent(s)

Mr. T.R. Andhyarujina,Sr.Adv.
Mr. Tara Chandra Sharma,Adv.
Ms. Neelam Sharma,Adv.

Ms. A. Subhashini,Adv.

Mr. A.D.N. Rao,Adv. (A.C.)

Mr. Pranab Kumar Mullick,Adv.

Mr. Sanjeev Kumar,Adv.
Mr. Kumar Mihir,Adv.
for M/s. Khaitan & Co.,Advs.

Mr. Bijan Kumar Ghosh,Adv.

Mr. K.K. Venugopal,Sr.Adv.

Mr. Shyam Mohan,Adv.

Mr. H.K. Puri,Adv.

Ms. Priya Puri,Adv.

Mr. V.M. Chauhan,Adv.

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- 2 -

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

In Interlocutory Application No.2 of 2006, we find that title dispute has been raised. We are of the view that the title dispute cannot be decided in pending Writ Petition No.43 of 2006. In the circumstances, we grant permission to the applicant to withdraw this Interlocutory Application with liberty to take appropriate proceedings in accordance with law, if so advised. Letter dated 25th October, 2010, addressed by the applicant-Shyamali Das is taken on record.

The writ petition shall stand over for four

weeks to enable the State to file a short affidavit indicating the number of plots as of date, which have not been allotted from the discretionary quota of the Chief Minister and whether there are any Guidelines/norms laid down, particularly, after the judgment of this Court dated 19th November, 2004, in the case of Tarek Singh and Another Vs. Jyoti Basu and Others.

[Alka Dudeja]
A.R.-cum-P.S.

[Madhu Saxena]
Assistant Registrar