

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

SPECIAL LEAVE PETITION (C) NO.13005 OF 2020

M/S. SANA REALTORS PVT. LTD.

..Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

..Respondent(s)

WITH

SLP(C) No. 9771/2022 [Arising out of Diary No(s).11492/2021], SLP(C) Nos.2817/2021, 2413/2021, 1904/2021, 2406/2021, 1886/2021, 2257/2021, 2175/2021, 2287/2021, 2535/2021, 2539/2021, 2208/2021, 2284/2021, 1950/2021, 2245/2021, 183/2021, 2055/2021, 2033/2021, 3183/2021, 3155/2021, 4236/2021, 5606/2021, 5129/2021, 4799/2021, 4684-4686/2021, 197/2021, 4488-4490/2021, 4496/2021, 3921-3923/2021, 10396/2020, 13093/2020, 13298-13301/2020, 13321/2020, 13319/2020, 691-692/2021, 14625-14626/2020, 14677-14678/2020, 15053/2020, 14516-14517/2020, 427/2021, 15341/2020, 14917/2020, 421/2021, 647/2021, 664/2021, 638/2021, 1920/2021, 1972/2021, 1948/2021, 1929/2021, 1932/2021, 1937/2021, 2628/2021, 2769/2021, 3093/2021, 3338/2021, 14909/2020, 1528/2021, 1899/2021,1901/2021, 1101/2021, 1718/2021, 256-286/2021, 91/2021, 693-695/2021, 139-150/2021, 217-228/2021, 13238-13256/2020, W.P. (C)Nos.1424/2020 312/2021 and T.P.(C) No.23/2021.

O R D E R

I SLP(C) Nos. 2413/2021, 2535/2021, 2539/2021, 3155/2021, 4236/2021, 5129/2021, 4799/2021, 13321/2020, 647/2021, 2628/2021 and 3093/2021.

Mr. Sidharth Bhatnagar, learned Senior Advocate appearing for the petitioners invited our attention to five questions framed for consideration by this Court in M/s Newtech

Promoters and Developers Pvt. Ltd. vs. State of U.P. and Others etc.¹

Those five questions were as under:

“31. After we have heard learned counsel for the parties at length, the following questions emerge for our consideration in the present batch of appeals are as under:-

1. Whether the Act 2016 is retrospective or retroactive in its operation and what will be its legal consequence if tested on the anvil of the Constitution of India?
2. Whether the authority has jurisdiction to direct return/refund of the amount to the allottee under Sections 12, 14, 18 and 19 of the Act or the jurisdiction exclusively lies with the adjudicating officer under Section 71 of the Act?
3. Whether Section 81 of the Act authorizes the authority to delegate its powers to a single member of the authority to hear complaints instituted under Section 31 of the Act?
4. Whether the condition of predeposit under proviso to Section 43(5) of the Act for entertaining substantive right of appeal is sustainable in law?
5. Whether the authority has power to issue recovery certificate for recovery of the principal amount under Section 40(1) of the Act?

Question 1: Whether the Act 2016 is retrospective or retroactive in its operation and what will be its legal consequence if tested on the anvil of the Constitution of India?”

Mr. Bhatnagar has fairly confined his submissions with regard to questions 1 & 2 as in his opinion the other issues stand covered by answers given to Questions 3 to 5.

With regard to question No. 2, the conclusions arrived at by this Court in paragraph 86 of the decision were:

“86. From the scheme of the Act of which a detailed reference has been made and taking note of power of adjudication delineated with the regulatory authority and adjudicating officer, what finally culls out is that although the Act indicates the distinct expressions like ‘refund’, ‘interest’, ‘penalty’ and ‘compensation’, a conjoint reading of Sections 18 and 19 clearly manifests that when it comes to refund of the amount, and interest on the refund amount, or directing payment of interest for delayed delivery of possession, or penalty and interest thereon, it is the regulatory

authority which has the power to examine and determine the outcome of a complaint. At the same time, when it comes to a question of seeking the relief of adjudging compensation and interest thereon under Sections 12, 14, 18 and 19, the adjudicating officer exclusively has the power to determine, keeping in view the collective reading of Section 71 read with Section 72 of the Act. If the adjudication under Sections 12, 14, 18 and 19 other than compensation as envisaged, if extended to the adjudicating officer as prayed that, in our view, may intend to expand the ambit and scope of the powers and functions of the adjudicating officer under Section 71 and that would be against the mandate of the Act 2016.”

The very same issues with respect to matters coming from State of Haryana, were considered by the judgment under challenge and paragraph 63 of the judgment of the High Court dealt with the matter as under:

“63. Although, the Act does not use distinct expressions like ‘refund’, interest, ‘penalty’ and ‘compensation’, a collective reading of the provisions makes it apparent that when it comes to refund of the amount, and interest on the refund amount, or directing payment of interest for delayed delivery of possession, or penalty and interest thereon, it is the Authority which has the power to examine and determine the outcome of a complaint. The Court finds merit in the contention on behalf of the respondents that the expression ‘interest’ as used in Section 18 of the Act is a pre-determined rate, as may be fixed by the government, and is distinct from the interest by way of compensation that has to be computed by the AO in terms of Section 71 (3) keeping in view the factors outlined in Section 72 of the Act. When it comes to the question of seeking the relief of compensation or interest by way of compensation, the AO alone has the power to determine it on a collective reading of Sections 71 and 72 of the Act.”

In our view, the decision rendered by the High Court does not call for any interference as the conclusions of the High Court are completely consistent with the decision rendered by this Court in connection with question No.2. The submission is, therefore, rejected.

We now come to question No.1 which inter alia was with regard to matters concerning ‘ongoing projects’.

In paragraph 37 of its judgment, this Court observed:

“37. Looking to the scheme of Act 2016 and Section 3 in particular of which a detailed discussion has been made, all “ongoing projects” that commence prior to the Act and in respect to which completion certificate has not been issued are covered under the Act. It manifests that the legislative intent is to make the Act applicable not only to the projects which were yet to commence after the Act became operational but also to bring under its fold the ongoing projects and to protect from its inception the inter se rights of the stake holders, including allottees/home buyers, promoters and real estate agents while imposing certain duties and responsibilities on each of them and to regulate, administer and supervise the unregulated real estate sector within the fold of the real estate authority.”

Thereafter, it was concluded in paragraph 54 as under:

“54. From the scheme of the Act 2016, its application is retroactive in character and it can safely be observed that the projects already completed or to which the completion certificate has been granted are not under its fold and therefore, vested or accrued rights, if any, in no manner are affected. At the same time, it will apply after getting the on-going projects and future projects registered under Section 3 to prospectively follow the mandate of the Act 2016.

Question no. 2: Whether the authority has jurisdiction to direct return/refund of the amount to the allottee under Sections 12, 14, 18 and 19 of the Act or the jurisdiction exclusively lies with the adjudicating officer under Section 71 of the Act?”

On this issue, the conclusion drawn by the High Court in the judgment under challenge in paragraph 86 of the judgment were:

“86. The Act was consciously made applicable to ‘ongoing projects’ i.e. those for which a CC has yet not been received by the promoter. There is also no question of any violation of settled law regarding overriding of the agreements of sale entered into prior to the date of Act coming into force and Haryana Rules. Those agreements of sale would obviously be subject to the new legal dispensation put in place by the Act and the Rules. In light of the object and purpose of the Act, no comparison can be drawn with the other enactments which were subject matter of the decisions of Supreme Court relied upon by TDI.”

The conclusions drawn by the High Court being consistent with the view taken by this Court, we do not find any infirmity in the decision under challenge. The submission in relation to question No.1 is therefore, rejected.

Mr. Bhatnagar has then invited our attention to paragraph 142 of the decision of this Court. It was to the following effect:

“142. The upshot of the discussion is that we find no error in the judgment impugned in the instant appeals. Consequently, the batch of appeals are disposed off in the above terms. However, we make it clear that if any of the appellant intends to prefer appeal before the Appellate Tribunal against the order of the authority, it may be open for him to challenge within 30 days from today provided the appellant(s) comply with the condition of pre-deposit as contemplated under the proviso to Section 43(5) of the Act which may be decided by the Tribunal on its own merits in accordance with law. No costs.”

It is submitted that since the instant matter arises out of proceedings initiated directly from the orders passed by the authority under the Act, without availing the remedy of an appeal as provided under the provisions of the Act, similar relief as was granted by this Court be granted.

Considering the facts and circumstances on record, we pass directions in terms of Paragraph 142. Except for the relief as granted in terms of Para 142, we see no reason to interfere, all the SLPs are accordingly dismissed.

II SLP(C) Nos.3183/2021 & 3338/2021

Mr. Bhatnagar prays that he has instructions to withdraw the instant petitions. The SLPs are accordingly dismissed as withdrawn.

III SLP(C) No(s). 13005/2020, SLP(C) No. 9771/2022 [Arising out of Diary No(s). 11492/2021], SLP(C)Nos. 2817/2021, 2406/2021, 1886/2012, 2257/2021, 2175/2021, 2287/2021, 2208/2021, 2284/2021, 1950/2021, 2245/2021, 2055/2021, 2033/2021, 197/2021, W.P.(C) No.312/2021, SLP(C) No. 3921-3923/2021, 10396/2020, 13093/2020, 13298-13301/2020, 13319/2020, 691-692/2021, 15053/2020, 427/2021, 15341/2020, 421/2021, 1920/ 2021, 1972/ 2021, 1948/ 2021, 1929/ 2021, 1932/2021, 1937/2021, 2769/2021, 1528/2021, 1899/2021, 1901/2021 , 1101/2021, 1718/2021, 256-

286/2021, 91/2021, 13238-13256/2020, 183/2021 & 14909/2020, T.P(C). No.23/2021, SLP (C) Nos. 139-150/2021, 217-228/2021, W.P.(C) No. 1424/2020, & SLP (C) Nos.5606/2021, 4684-4686/2021, 4488-4490, 4496/2021, 664/2021,638/2021, 14917/2020]

Learned Advocate appearing in support of these petitions have fairly accepted that the instant matters are covered by the decision of this Court in *M/s Newtech Promoters and Developers Pvt. Ltd. v. State of U.P. and others*¹ as well as by the order passed by this Court after hearing Mr. Siddharth Bhatnagar, learned Senior Advocate in Part I of this order. The petitions are accordingly disposed of.

Learned advocate appearing in support of application for impleadment², submits that the orders passed by the authority as well as by the appellate authority under the Act, ought to be read in the light of the decision of the High Court which has now been affirmed by this Court. It goes without saying that the rights of the allottees shall be governed by the decision of the High Court as affirmed by this Court. In case any contrary view was taken by any of the authorities, the applicants shall be entitled to approach the concerned authorities afresh or seek revival of the old proceeding or appeal instituted earlier. Such prayer, if made, shall be disposed of within two weeks of the filing.

IV SLP(C) Nos. 1904/2021 & 14516-14517/2020

None has appeared on behalf of the petitions. The same are dismissed for default.

V SLP(C) No.693-695/2021

Learned counsel for the petitioner(s) prays for and is granted liberty to withdraw the present petitions.

The SLPs are dismissed as withdrawn.

VI **SLP(C) Nos. 14625-626/2020 & 14677-78/2020**

List on 13.05.2022.

VII It is made clear that the relief granted in terms of paragraph 142 of the decision of this Court in M/s. Newtech Promoters and Developers Pvt. Ltd. vs. State of U.P. and Others etc.¹, on the prayer of Mr. Bhatnagar, learned Senior Advocate, shall be available *inter alia* to all the petitioners in these petitions.

.....J.
(UDAY UMESH LALIT)

.....J.
(S. RAVINDRA BHAT)

.....J.
(SUDHANSHU DHULIA)

New Delhi,
May 12, 2022

ITEM NO.19

COURT NO.2

SECTION IV-B

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

Petition(s) for Special Leave to Appeal (C) No(s). 13005/2020

(Arising out of impugned final judgment and order dated 16-10-2020 in CWP No. 34271/2019 passed by the High Court Of Punjab & Haryana At Chandigarh)

M/S. SANA REALTORS PVT. LTD.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(IA No. 111848/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT & IA No. 113683/2020 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES; IA No.78439/2021, 12062/2022 -APPLNS. FOR INTERVENTION AND IA NO.12063/2022-APPLN. FOR CLARIFICATION/DIRECTION)

WITH

Diary No(s). 11492/2021 (IV-B)

(FOR ADMISSION and I.R.

IA No. 69868/2021 - CONDONATION OF DELAY IN FILING; IA No. 69870/2021 - EXEMPTION FROM FILING AFFIDAVIT; IA No. 69869/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ;IA No. 69867/2021 - PERMISSION TO FILE PETITION (SLP/TP/WP/..))

SLP(C) No. 2817/2021 (IV-B)

(FOR ADMISSION and I.R. and IA No.22262/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 2413/2021 (IV-B)

(FOR ADMISSION and I.R. and IA No.18424/2021-EXEMPTION FROM FILING AFFIDAVIT and IA No.18422/2021-PERMISSION TO FILE LENGTHY LIST OF DATES)

SLP(C) No. 1904/2021 (IV-B)

(FOR ADMISSION and I.R. and IA No.13555/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 2406/2021 (IV-B)

(FOR ADMISSION and I.R. and IA No.18288/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 1886/2021 (IV-B)

(FOR ADMISSION and I.R. and IA No.13348/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 2257/2021 (IV-B)

(IA No.17219/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

**SLP(C) No. 2175/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.15635/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)**

**SLP(C) No. 2287/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.17398/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)**

**SLP(C) No. 2535/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.19821/2021-EXEMPTION FROM FILING AFFIDAVIT and IA No.19816/2021-PERMISSION TO FILE LENGTHY LIST OF DATES)**

**SLP(C) No. 2539/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.19878/2021-EXEMPTION FROM FILING AFFIDAVIT and IA No.19876/2021-PERMISSION TO FILE LENGTHY LIST OF DATES)**

**SLP(C) No. 2208/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.16713/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)**

**SLP(C) No. 2284/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.17394/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)**

**SLP(C) No. 1950/2021 (IV-B)
(IA No. 26000/2022 - DISMISSING THE CASE)**

**SLP(C) No. 2245/2021 (IV-B)
(IA No.17162/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)**

**SLP(C) No. 183/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.1479/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)**

**SLP(C) No. 2055/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.15311/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)**

**SLP(C) No. 2033/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.15084/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)**

**SLP(C) No. 3183/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.26479/2021-EXEMPTION FROM FILING AFFIDAVIT and IA No.26477/2021-PERMISSION TO FILE LENGTHY LIST OF DATES)**

SLP(C) No. 3155/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.25985/2021-EXEMPTION FROM FILING AFFIDAVIT and IA No.25984/2021-PERMISSION TO FILE LENGTHY LIST OF DATES)

SLP(C) No. 4236/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.35706/2021-EXEMPTION FROM FILING AFFIDAVIT and IA No.35703/2021-PERMISSION TO FILE LENGTHY LIST OF DATES)

SLP(C) No. 5606/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.48873/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.48874/2021-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP(C) No. 5129/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.44944/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.44942/2021-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.44943/2021-APPLICATION FOR EXEMPTION FROM FILING ORIGINAL VAKALATNAMA/OTHER DOCUMENT)

SLP(C) No. 4799/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.42027/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.42026/2021-EXEMPTION FROM FILING AFFIDAVIT and IA No.42025/2021-PERMISSION TO FILE LENGTHY LIST OF DATES)

SLP(C) No. 4684-4686/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.40800/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.40801/2021-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP(C) No. 197/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.1531/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.1533/2021-PERMISSION TO FILE LENGTHY LIST OF DATES)

W.P.(C) No. 312/2021 (X)
(IA No. 43742/2021 - MODIFICATION OF COURT ORDER
IA No. 36273/2021 - STAY APPLICATION)

SLP(C) No. 4488-4490/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.38771/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.38772/2021-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP(C) No. 4496/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.38844/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.38845/2021-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP(C) No. 3921-3923/2021 (IV-B)
(FOR ADMISSION and I.R.)

SLP(C) No. 10396/2020 (XII)
(FOR ADMISSION and I.R. and IA No.86190/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.86192/2020-EXEMPTION FROM FILING O.T.)

SLP(C) No. 13093/2020 (IV-B)
(IA No. 113142/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 13298-13301/2020 (IV-B)
(IA No. 114458/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 13321/2020 (IV-B)
(IA No. 114629/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
IA No. 114630/2020 - PERMISSION TO FILE LENGTHY LIST OF DATES)

SLP(C) No. 13319/2020 (IV-B)
(IA No. 114596/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 691-692/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.3789/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 14625-14626/2020 (IV-B)
(FOR ADMISSION and I.R. and IA No.124016/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 14677-14678/2020 (IV-B)
(IA No. 124761/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 15053/2020 (IV-B)
(FOR ADMISSION and I.R. and IA No.128933/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.128931/2020-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP(C) No. 14516-14517/2020 (IV-B)
(FOR ADMISSION and I.R.)

SLP(C) No. 427/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.131318/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.131316/2020-PERMISSION TO FILE PETITION (SLP/TP/WP/..))

SLP(C) No. 15341/2020 (IV-B)
(FOR ADMISSION and I.R. and IA No.132045/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT...)

SLP(C) No. 14917/2020 (IV-B)

(FOR ADMISSION and I.R. and IA No.127511/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.127510/2020-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP(C) No. 421/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.2247/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 647/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.3404/2021-EXEMPTION FROM FILING AFFIDAVIT and IA No.3400/2021-PERMISSION TO FILE LENGTHY LIST OF DATES)

SLP(C) No. 664/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.3962/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 638/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.3356/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 1920/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.13903/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 1972/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.14414/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 1948/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.14123/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 1929/2021 (IV-B)
(IA No.13961/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 1932/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.13981/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 1937/2021 (IV-B)
(IA No.13997/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 2628/2021 (IV-B)
(FOR ADMISSION and IA No.20517/2021-EXEMPTION FROM FILING AFFIDAVIT and IA No.20515/2021-PERMISSION TO FILE LENGTHY LIST OF DATES.)

SLP(C) No. 2769/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.21626/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 3093/2021 (IV-B)
 (FOR ADMISSION and I.R. and IA No.25162/2021-EXEMPTION FROM FILING
 AFFIDAVIT and IA No.25159/2021-PERMISSION TO FILE LENGTHY LIST OF
 DATES)

SLP(C) No. 3338/2021 (IV-B)
 (FOR ADMISSION and I.R. and IA No.27530/2021-EXEMPTION FROM FILING
 AFFIDAVIT and IA No.27529/2021-PERMISSION TO FILE LENGTHY LIST OF
 DATES)

SLP(C) No. 14909/2020 (IV-B)
 (FOR ADMISSION and I.R. and IA No.127403/2020-EXEMPTION FROM FILING
 C/C OF THE IMPUGNED JUDGMENT and IA No.136599/2020-APPLICATION FOR
 PERMISSION)

SLP(C) No. 1528/2021 (IV-B)

SLP(C) No. 1899/2021 (IV-B)
 (IA No.13460/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED
 JUDGMENT)

SLP(C) No. 1901/2021 (IV-B)
 (FOR ADMISSION and I.R. and IA No.13502/2021-EXEMPTION FROM FILING
 C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 1101/2021 (IV-B)
 (IA No. 9899/2021 - EXEMPTION FROM FILING AFFIDAVIT
 IA No. 7458/2021 - EXEMPTION FROM FILING AFFIDAVIT
 IA No. 6534/2021 - EXEMPTION FROM FILING AFFIDAVIT
 IA No. 9898/2021 - PERMISSION TO FILE ADDITIONAL
 DOCUMENTS/FACTS/ANNEXURES
 IA No. 7456/2021 - PERMISSION TO FILE ADDITIONAL
 DOCUMENTS/FACTS/ANNEXURES
 IA No. 6533/2021 - PERMISSION TO FILE LENGTHY LIST OF DATES)

SLP(C) No. 1718/2021 (IV-B)

(IA No. 23929/2021 - APPROPRIATE ORDERS/DIRECTIONS
 IA No. 6472/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
 JUDGMENT
 IA No. 6475/2021 - PERMISSION TO FILE ADDITIONAL
 DOCUMENTS/FACTS/ANNEXURES
 IA No. 23926/2021 - RECALLING THE COURTS ORDER)

SLP(C) No. 256-286/2021 (IV-B)
 (IA No.1936/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED
 JUDGMENT)

SLP(C) No. 91/2021 (IV-B)
 (FOR ADMISSION and I.R. and IA No.853/2021-EXEMPTION FROM FILING
 C/C OF THE IMPUGNED JUDGMENT and IA No.854/2021-PERMISSION TO FILE
 LENGTHY LIST OF DATES)

T.P.(C) No. 23/2021 (XVI-A)

**SLP(C) No. 693-695/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.3798/2021-EXEMPTION FROM FILING
C/C OF THE IMPUGNED JUDGMENT)**

**SLP(C) No. 139-150/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.1281/2021-EXEMPTION FROM FILING
C/C OF THE IMPUGNED JUDGMENT and IA No.1282/2021-PERMISSION TO FILE
LENGTHY LIST OF DATES)**

**SLP(C) No. 217-228/2021 (IV-B)
(FOR ADMISSION and I.R. and IA No.1733/2021-EXEMPTION FROM FILING
C/C OF THE IMPUGNED JUDGMENT and IA No.1734/2021-PERMISSION TO FILE
LENGTHY LIST OF DATES)**

**W.P.(C) No. 1424/2020 (X)
(FOR ADMISSION and IA No.131269/2020-CLARIFICATION/DIRECTION
IA No. 131269/2020 - CLARIFICATION/DIRECTION)**

**SLP(C) No. 13238-13256/2020 (IV-B)
(IA No. 114016/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT)**

Date : 12-05-2022 These matters were called on for hearing today.

CORAM :

**HON'BLE MR. JUSTICE UDAY UMESH LALIT
HON'BLE MR. JUSTICE S. RAVINDRA BHAT
HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA**

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Mr. Pranab Kumar Nayak, Advocate
Mr. Shekhar Kumar, AOR**

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Mr. Ankur Saigal, Advocate
Mr. Rishi Agrawala, Advocate
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Mr. Parag Maini, Adv.
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Mr. Ajay Dutta, Adv.
Ms. Sugandh Virmani, Adv.
Ms. Pankhuri, Adv.
Mr. Mayank Kshirsagar, Adv.
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Ms. Samvedna Verma (Adv.)
Ms. Swati Dayalan (Adv.)
Ms. Nitika Sharma (Adv)
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Mr. Prashant Jain Adv
Mrs. Rakesh Kumar (Adv.)

Mr. Pranaya Goyal, AOR
Mr. Abir Patel, Adv.
Ms. Apoorva Kaushik, Adv.
Ms. Lavanya Bhargava, Adv .
Mr. Dhawal Desai, Adv.

Mr. Rajnish Kumar Singh, Adv.
Mr. Rakesh Kumar-i, AOR
Ms. Samvedna Verma, Adv.

Mr. Abhikalp Pratap Singh, AOR
Mr. Himanshu Shekhar Tripathi, Adv.

Dr. Surender Singh Hooda, AOR (NP)

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Mr. Vineet Sinha, Adv.

Mr. Rajan Raj, Adv
Ms. Shikha Thakur, Adv
Mr. Hriday Kochhar, Adv.
Mr. Faisal Sherwani , AOR

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Mr. Tarun Gupta, AOR (NP)
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Mr. Sumesh Malhotra, Adv.
Ms. Sudha Bansal, Adv.
Mr. Gajendra Prasad Singh, Adv.
Mr. Ajay Kumar, Adv.
Mr. U.N. Mishra, Adv.
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Ms. Neela Kedar Gokhale, Adv.
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Mr. Akshay Amritanshu, Adv.
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Respondent-in-person

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Ms. Mousumi Roy, Adv.
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M/S. Dharmaprabhas Law Associates, AOR

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

I SLP(C) Nos. 2413/2021, 2535/2021, 2539/2021, 3155/2021, 4236/2021, 5129/2021, 4799/2021, 13321/2021, 647/2021, 2628/2021 and 3093/2021 [19.3, 19.10, 19.11, 19.20, 19.21, 19.23, 19.24, 19.34, 19.45, 19.54, 19.56]

These matters are dismissed in terms of the signed order.
Pending applications, if any, shall stand disposed of.

II SLP(C) Nos. 3183/2021 & 3338/2021 [19.19 and 19.57]

Mr. Bhatnagar prays that he has instructions to withdraw the instant petitions. The SLPs are accordingly dismissed as withdrawn.

III SLP(C) No(s). 13005/2020 [19], Diary No(s). 11492/2021 [19.1], SLP (C) No(s).2817/2021[19.2], 2406/2021 [19.5], 1886/2012[19.6], 2257/2021[19.07], 175/2021 [19.8],2287/2021 [19.09], 2208/2021 [19.12],2284/2021 [19.13], 1950/2021 [19.14],2245/2021 [19.15],183/2021 [19.16],2055/2021 [19.17], 2033/2021 [19.18], 197/2021 [19.26], W.P.(C) No.312/2021 [19.27],SLP(C) NoS. 3921-3923/2021 [19.30], 10396/2020 [19.31], 13093/2020, [19.32],

13298-13301/2020 [19.33], 13319/2020 [19.35], 691-692/2021[19.36], 15053/2020 [19.39], 427/2021 [19.41], 15341/2020, [19.42], 14917/2020 [19.43], 421/2021 [19.44], 1920/ 2021 [19.48], 1972/ 2021 [19.49] , 1948/ 2021 [19.50], 1929/ 2021 [19.51], 1932/ 2021 [19.52] , 1937/ 2021 [19.53], 2769/2021 [19.55], 14909/2020 [19.58] 1528/2021 [19.59], 1899/2021 [19.60] , 1901/2021 [19.61] , 1101/2021 [19.62] , 1718/2021 [19.63] , 256-286/2021 [19.64], 91/2021 [19.65], T.P(C). No.23/2021 [19.66], SLP (C) Nos. 139-150/2021 [19.68], 217-228/2021 [19.69], W.P.(C) No. 1424/2020 [19.70], 13238-13256/2020 [19.71] & 5606/2021 [19.22], 4684-4686/2021 [19.25], 4488-4490/2021 [19.28], 4496/2021 [19.29], 664/2021 [19.46], 638/2021 [19.47]

Permission to file SLP(s) is granted.

Delay condoned.

These petitions are disposed of in terms of the signed order.

Pending applications, if any, shall stand disposed of.

No orders are called for in intervention/impleadment Applications.

IV SLP(C) Nos. 1904/2021 [19.4], 14516-14517/2020 [19.40]

None has appeared on behalf of the petitions. The same are dismissed for default.

V SLP(C) No.693-695/2021 [19.67]

Learned counsel for the petitioners prays for and is granted liberty to withdraw the present petitions. The SLPs are dismissed as withdrawn .

VI SLP(C) Nos. 14625-626/2020[19.37] & 14677-78/2020[19.38]

List on 13.05.2022.

(INDU MARWAH)
COURT MASTER (SH)

(VIRENDER SINGH)
BRANCH OFFICER