

x1

ITEM NO.5

COURT NO.1

SECTION XI

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). 3608/2005
(Arising out of impugned final judgment and order dated 23/12/2004
in WP No. 4160/2004 passed by the High Court Of Judicature at
Allahabad, Lucknow Bench)
MANENDRA NATH RAI & ANR. Petitioner(s)

VERSUS

CHIEF SECRETARY, U.P. GOVT. & ORS. Respondent(s)
(With appln. for directions and exem. From filing O.T. and further
direction and permission to file additional documents and interim
relief and office report)
(For final disposal)

Date : 27/09/2016 This petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

For Petitioner(s) Ms. Mahalakshmi Pavani Sr. Adv. (A.C.)
Petitioner-in-person

For Respondent(s) Mr. Harish N.Salve, Sr. Adv.

(State of U.P.) Mr. N.Hariharan, Sr. Adv.

Mr. C.D.Singh, Adv.

Ms. Sakshi Kakkar, Adv.

Mr. Sudeep, Adv.

Ms. Saumya Kalra, Adv.

Respondent No. 5: Dr. A.M.Singhvi, Sr. Adv.

Mr. Amit Bhandari, Adv.

Ms. Supriya Juneja, Adv.

Mr. Aditya Singla, Adv.

Ms. Mehak Jaggi, Adv.

Respondent No. 4: Dr. A.M.Singhvi, Sr. Adv.

Mr. Apoorv Kurup, Adv.

Mr. Avanish Rathi, Adv.

2

Respondent No. 6: Mr. P.P.Malhotra, Sr. Adv.

Mr. Gaurav Dhama, Adv.

Mr. Gourave Kumar Agarwal, Adv.

Respondent No. 7: Mr. M.C.Dhingra, Adv.

Mr. Gaurav Mehrotra, Adv.

Mr. Nadeem Murtaza, Adv.

Mr. A.K.Sharma, Adv.

Mr. Gaurav Dhingra, Adv.

Mr. Dinesh Kumar Garg, Adv.

For CAG Kumar Parimal, Adv.

Mr. G.S.Makker, Adv.

UPON hearing the counsel the Court made the following

O R D E R

Learned counsel for the Comptroller and Auditor General
(CAG) today prays for a short adjournment to file an affidavit
along with the documents referred to in our Order dated 21.04.2016.
He is permitted to do so on or before 07.11.2016.

Mr. Harish N.Salve, learned senior counsel for the State of
U.P. shall also seek instructions whether the State Government is
ready and willing to take over the management of the Society with a
view to giving to the Government dominion over the management of
its affairs including the management of the properties created out
of public money and matters related and incidental thereto. In
case the Government does eventually decide to take over the
management of the Society or make any other arrangement by which it
can claim dominion over the property which according to the
affidavit filed on behalf of the Government is Government property
created out of public funds, it shall place on record a copy of the

3

order made in that regard. The petitioner may also, in the
meantime, file a rejoinder affidavit to the counter affidavit filed
on behalf of the respondents.

Post on Monday i.e. 07.11.2016.

(Shashi Sareen)

(Veena Khera)

AR-cum-PS Court Master