

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).2278/2007

(From the judgement and order dated 17/01/2007 in WP(C) No. 17800/2006 and order dated 24/01/2007 in CM No. 1199/2007 of the HIGH COURT OF DELHI AT NEW DELHI)

ARYA SAMAJ MANDIR  
VERSUS

Petitioner(s)

UNION OF INIDA & ORS.

Respondent(s)

(With prayer for interim relief and office report)  
(FOR FINAL DISPOSAL)

Date: 16/05/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA  
HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

For Petitioner(s) Mrs. Rani Chhabra,Adv.

For Respondent(s) Ms. Rajni Singh,Adv.  
Ms. Amneet,Adv.  
Mr. B.K. Prasad,Adv.  
Mr. V.K. Verma,Adv.  
  
Mr. Sanjiv Sen,Adv.  
Mr. Praveen Swarup,Adv.  
  
Mr. M.C. Dhingra,Adv.

UPON hearing counsel the Court made the following  
ORDER

Leave granted.

Heard the learned counsel for the parties.

The impugned judgment is set aside and the appeal is disposed of with  
observation and direction as contained in the signed order.

(A.S. BISHT)

(SNEH BALA MEHRA) COURT MASTER

COURT MASTER

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4128 OF 2008  
[Arising out of SLP(C) No. 2278/2007]

ARYA SAMAJ MANDIR  
)

... APPELLANT(S)

:VERSUS:

UNION OF INDIA AND ORS.  
)

... RESPONDENT(S)

ORDER

Leave granted.

Having heard the learned counsel for the parties, we are of the opinion that the impugned order having been passed without giving an opportunity of hearing to the appellant, the same cannot be sustained, it is set aside accordingly. The appellant may file counter affidavit in the writ petition before the High Court, within four weeks and rejoinder thereto, if any, by the writ petitioners as also by the MCD, may be filed within two weeks thereafter.

We would request the High Court to consider the desirability of disposing of the matter as expeditiously as possible.

The appeal is disposed of with the aforementioned observation and direction.

.....J  
(S.B. SINHA)

.....J  
(LOKESHWAR SINGH PANTA)

NEW DELHI,  
MAY 16, 2008.