

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

WRIT PETITION (CIVIL) NO(s). 150 OF 1997

NOIDA ENTREPRENEURS ASSOCN.

Petitioner(s)

VERSUS

N O I D A & ORS

Respondent(s)

(With appln(s) for directions and placing certain documents on record and impleadment and c/delay and exem. from filing O.T. and impleadment and/or permission for intervention of the applicant and modification of court's order and appln. fo take on record the departmental proceedings against respondent No. 7 and modification of court's order dated 20.01.1998 and office report)

(With Report received from Hon. K.T. Thomas, former Judge, Supreme Court)

I.A. No. 30-36 (appln. for impleadment and modification of court's order dt. 20.1.98 and exem. from filing O.T.)

WITH W.P(C) NO. 529 of 1998

Date: 09/02/2009 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARIJIT PASAYAT  
HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA  
HON'BLE DR. JUSTICE MUKUNDAKAM SHARMA

For Appearing parties:

Mr. Rajeev Dhavan, Sr. Adv. (A.C.)  
Mr. Dayan Krishnan, Adv. (A.C.)  
Mr. Nikhil Nayyar, Adv. (A.C.)

Mr. E.C. Vidya Sagar, Adv.

Mr. Adarsh Sanesh, Adv.  
Mr. Vikas Sharma, adv.  
Mr. B.K. Prasad, Adv.  
Mr. P. Parmeswaran, Adv.

Ms. Nusrat Khan, Adv.  
Mr. R.S. Suri, Adv.

Mr. Rakesh Dwivedi, Sr. Adv.  
Ms. Sangeeta Kumar, Adv.  
Mr. Vijay Kumar, Adv.

Contd....2/-

-2-

Mr. Abhishth Kumar, Adv.

Mr. Ashok H. Desai, Sr. Adv.  
Mr. Ravi Prakash Mehrotra, Adv.  
Mrs. Deepti R. Mehrotra, Adv.  
Mr. Garvesh Kabra, Adv.

Mr. L.N. Rao, Sr. Adv.  
Mr. Ravi Prakash Mehrotra, Adv.  
Mrs. Deepti R. Mehrotra, Adv.  
Mr. Garvesh Kabra, Adv.  
  
Mr. Rana Mukherjee, Adv.  
Mr. Siddharth Gautam, Adv.  
Ms. Manjula Gupta, Adv.  
  
Mr. Altaf Ahmad, Sr. Adv.  
Ms. Mahalakshmi Pavani, Adv.  
Mr. G. Balaji, Adv.  
for M/s. Mahalakshmi Balaji & Co.  
  
Mr. Rakesh U. Upadhyay, Adv.  
  
Mr. Sunil Malhotra, Adv.  
Mr. P.N. Puri, Adv.  
Mr. abhishek Puri, Adv.  
Ms. Reeta Dewan Puri, Adv.  
Mr. Dhiraj, Adv.  
  
Mr. K.B. Tohtagi, Adv.

UPON hearing counsel the Court made the following  
ORDER

I.A. Nos. 16-18:

These applications have been filed by Ms. Ishita Bowri. It appears that NOIDA authority has issued show cause notice and the reply, if any, to be filed or filed have to be considered by the NOIDA. Let that exercise be undertaken by 15th March, 2009.

I.As are disposed of accordingly.

-3-

I.A. Nos. 19-21:

These applications have been filed by Ms. Neera Sood. It appears that NOIDA authority has issued show cause notice and the reply, if any, to be filed or filed have to be considered by the NOIDA. Let that exercise be undertaken by 15th March, 2009.

I.A.s are disposed of accordingly.

I.A. Nos. 25-26:

These applications have been filed by Ms. S.C. Aggarwal. It appears that NOIDA authority has issued show cause notice and the reply, if any, to be filed or filed have to be considered by the NOIDA. Let that exercise be undertaken by 15th March, 2009. I.As. are disposed of.

Further it is stated that writ petition is pending before the Allahabad High Court (W.P. No. 2081/2002). We request the High court to deal with the matter expeditiously.

I.A. Nos. 32-33:

It appears that there is no actionable exercise needed and/or adverse material so far as these cases are concerned. These cases are excluded from the scope of consideration of the present matter pending before us. The NOIDA authority shall deal with these cases appropriately. So far as

Geetika Jain, Mohd. Azad and Hema Ghidyal are concerned, it is open to the NOIDA authority to take such action as deemed proper.

I.As. are disposed of accordingly.

I.A. Nos. 34-36:

I.As. are disposed of.

-4-

I.A. No. 27 and 29: (Indu Tripathi)

Issue notice to NOIDA.

Learned counsel appearing for NOIDA states that NOIDA shall deal with the grievances of the applicant and pass appropriate orders.

List after six weeks.

So far as the cases of Neera Yadav, Sanskriti Yadav and Suruchi Yadav are concerned, it is stated that criminal trial is in progress.

List this matter after the disposal of the criminal trial in their cases and connected cases.

The order dated 20.1.1998 in these proceedings so far as it relates to maintenance of status quo and creation of third party rights and/or alienation shall continue to be operative. it is clarified that the power of NOIDA to make cancellation of any allotment is not covered by these directions.

(Shashi Sareen)  
Court Master

(Shashi Bala Vij)  
Court Master