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W.P(C)No. 150 OF 1997
ITEM No.301

Court No. 3

SECTION PIL
A/N MATTER

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.150/1997

NOIDA ENTREPRENEURS ASSOCN.

Petitioner (s)

VERSUS

N O I D A & ORS

Respondent (s)

(Along with enquiry report submitted by Shri A.P. Singh, Chairman
Board of Revenue, U.P., Lucknow)

With
W.P(C)No.529/1998

Date : 21/01/2002 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.B. PATTANAIAK
HON'BLE MR. JUSTICE SYED SHAH MOHAMMED QUADRI
HON'BLE MR. JUSTICE R.P. SETHI

Amicus Curiae Dr. Rajeev Dhawan, Sr. Adv.
 Mr. Nikhil Nayyar, Adv.
 Mr. Dayan Krishnan, Adv.

For Petitioner (s) Mr. E.C. Vidya Sagar, Adv.

In WP 529/98 Mr. R.K.Jain, Sr. Adv.
 Mr. Naveen Chawla, Mr. Ajmal Farooque,
 Ms. Manjula Gupta, Adv.

For CBI Mr. ADN Rao, Adv.
 Mr. P. Parmeswaran, Adv.

For Respondent (s) Mr. Navin Prakash, Adv.
 Mr. Vijay Gupta, Adv.

R-7 Ms. Indira Jaisingh, Sr. Adv.
 Mr. A.K. Agarwal, Adv.
 Mr. Bharat Sangal, Adv.

Ms. Sangeeta Kumar, Adv.

R-8 Mr. S.C. Agawala, Sr. Adv.
 Mr. Ejaz Maqbool, Adv.
 Mr. Ujjwal Kr. Jha, Mr. Aslam Ahmed,
 Mr. Ranjan Kumar Jha, Advs.

Mr. Ajay K. Agrawal., Adv.
Mrs. Alka Agrawal, Adv.
Mr. C. Siddharth, Adv.

Mr. Irshad Ahmad, Adv.

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

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Having heard learned Amicus and learned counsel for the parties for about half an hour, the Court passed the following order:

Mr. Naveen Prakash appearing for the NOIDA Authority seeks permission to withdraw his vakalat. He is permitted to be withdrawn. Mr. Ajay K. Agrawal now enters appearance for the NOIDA.

It is really surprising that though more than two years have elapsed in the meantime, the Central Bureau of Investigation (CBI) has failed to submit its report to this Court. The faith of citizens on the CBI will stand eroded if this sort of callous attitude is shown by the CBI concerning a matter where the apex Court of the country is in session of the matter and has been extending time for the CBI to file its report so that appropriate action/direction could be given. The learned counsel appearing for the CBI, however, undertakes that the report in question will be filed within four weeks from today.

The State of U.P. is directed to file an affidavit indicating what final action, if any, has been taken on the basis of three reports which have gone into the alleged irregularities in the matter of allotment of land in NOIDA.

In view of the grievances of several allottees whose land had already been cancelled without giving them a hearing while others were given a hearing before cancellation, it would be appropriate to call upon the NOIDA Authorities to indicate why there has been discrimination and as to whether

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the procedure required to be followed for cancellation has been duly followed in all cases or not. The affidavit in question may be filed within four weeks from today.

Copy of Affidavits be served on all the respondents.

The learned counsel assisting the learned Amicus Curiae is permitted to sit jointly with the counsel appearing for NOIDA Authority and, on examining the necessary papers, will inform the Amicus Curiae as to what are the details of the two lists already submitted and any action has been taken or any further action is required to be taken in that respect. The learned Amicus will file a status report. Put up this matter after two months for a direction as to the date of hearing of the matter.

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(J.S. Rawat)
Court Master

(V.P. Tyagi)
Court Master