

ITEM No.101

Court No. 1

SECTION IV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No. 349 of 1999

M/s. Saini Trading Co. & Ors.... Appellant(s)

vs.

State of Haryana & Ors.... Respondent(s)

(with appln.(s) for stay/further directions and with office report)

Date: 29/03/2005 This/These matter(s) was/were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE G.P. MATHUR
HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Appellant (s)Mr. Jasbir Malik, Adv.
for Ms. Sunita Sharma, Adv.

For Respondent (s)Mr. Anoop G Chaudhary, Sr. Adv.
Mr. Ravindra Srivastava, Sr. Adv.
Mr. Rishi Malhotra, Adv.
Mr. Prem Malhotra, Adv.
Mr. Ajay Siwach, Adv.
Mr. T V George, Adv.

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

Perused the affidavit of Mr. Tilak Raj, Secretary, Haryana State Agricultural Marketing Board, Panchkula, filed on 12th March, 2005 pursuant to the order dated 22nd February, 2005 passed by this Court.

The learned counsel for the appellants states that M/s. Saini Trading Co., one of the appellants, is not now interested in allotment of any plot. In view of that statement, the appeal filed by this appellant shall be deemed to have been dismissed.

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M/s. Hukam Chand Shri Kishan is agreeable to pay the reserve price, though was not agreeable to do so earlier. The reserve price, we are informed at the Bar, is quoted at Rs. 16,63,346/-. Let this appellant deposit the amount with the respondent and on that being done the respondent shall allot the plot.

As to M/s. Ramesh Chand & Bros., M/s. Sachin Kumar and M/s. Udham Singh Lala Ram, it is stated that though they are willing to get allotment of plot on payment of reserve price but they do

not satisfy the eligibility criteria as laid down in Haryana State Agricultural Marketing Board (Sale of Immovable Property) Rules, 2000. Each of these three parties shall appear before the Secretary, Ballabgarh Marketing Committee and satisfy the Secretary that they fulfil the eligibility criteria. In case they or anyone of them fail/s to satisfy the eligibility criteria, they or anyone of them, as the case may be, shall be informed of the failure. Both the parties shall bring on record these events by filing their affidavits within four weeks from today and they shall take steps and act expeditiously for carrying out the order of the Court.

List after four weeks.

(D.P. WALIA) (RADHA R. BHATIA)
COURT MASTER COURT MASTER

(Signed Order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 349 OF 1999

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.....CJI (R.C. LAHOTI)

.....J
(G.P. MATHUR)

.....J
(P.K. BALASUBRAMANYAN)

New Delhi;
March 29, 2005.

