

ITEM NO.66

COURT NO.6

SECTION XVII-B

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 SPetition for Special Leave to Appeal (C) Nos.5267-5268/2026

[Arising out of impugned final judgment and order dated 14-01-2026 in WPPIL No. 2078/2018 and order dated 28-01-2026 in WPPIL No. 2078/2018 passed by the High Court of Jharkhand at Ranchi]

PREETI AGARWAL

Petitioner(s)

VERSUS

RAKESH KUMAR JHA & ORS.

Respondent(s)

(IA No. 38848/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT & IA No. 38847/2026 - EXEMPTION FROM FILING O.T.)

WITH

Diary No.7249/2026 (XVII-B)

IA No. 38733/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 38723/2026 - EXEMPTION FROM FILING O.T. AND IA No. 38730/2026 - PERMISSION TO FILE SPECIAL LEAVE PETITION)

Date : 06-02-2026 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA

HON'BLE MR. JUSTICE SANDEEP MEHTA

For Petitioner(s) :

Mr. M R Shamshad, Sr. Adv.
Mr. Shashank Singh, AOR
Mr. Abu Bakr Sabbaq, Adv.
Mr. Arijit Sarkar, Adv.
Ms. Prapti Shrivastava, Adv.
Ms. Sneha Chandna, Adv.
Mr. Amit Kumar Singh, Adv.

Mr. Anupam Lal Das, Sr. Adv.
Mr. Sameer Jain, Adv.
Mr. Himesh Thakur, Adv.
Mr. Syed Fazl Askari, Adv.
Mr. Vaibhav Mishra, Adv.
Mr. Syed Moosa, Adv.
Ms. Radha Gupta, Adv.
Mr. Tenzen Tashi Negi, AOR

For Respondent(s) :

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

1. Heard the learned Senior counsel appearing for the petitioners.
2. Application seeking permission to file the Special Leave Petition is granted in Diary No.7249/2026.
3. Exemption Applications are allowed.
4. Issue notice.
5. Tag Special Leave Petition(Civil) Nos. 5222-5223/2026 with Special Leave Petition(Civil) No. 4820-4821/2026 and the other connected cases.
6. By the impugned order dated 14th January, 2026, the High Court directed the State Administration to take appropriate action on the basis of the Report submitted by a Committee of three Advocates. Subsequent thereto, applications were filed by a large number of residents of the concerned area seeking appropriate directions, which were dismissed by a detailed order on 28th January, 2026. Thereafter, another set of applications was moved by a separate set/group of residents of the area, which were dismissed on 29th January, 2026. The two orders dated 14.01.2026 and 28.01.2026 respectively are under challenge in the present matters.
7. It is submitted that while passing the order dated 14th January, 2026 on the basis of the Committee's Report, the petitioners were never afforded an opportunity of hearing by the Committee and, therefore, any order directing removal of their constructions would cause grave/great prejudice and hardship to the petitioners, as they would be dispossessed without being granted an opportunity of hearing.
8. It is further submitted that the petitioners were not made/impleaded parties in the pending Writ Petition bearing W.P. (PIL) No. 2078 of 2018, wherein the order dated 14th January, 2026 was passed.

9. We, accordingly, provide that in the meantime, *status-quo* shall be maintained with regard to construction qua the petitioners only.

(VISHAL ANAND)
ASTT. REGISTRAR-cum-PS

(POOJA SHARMA)
COURT MASTER (NSH)