

ITEM NO.51

COURT NO.1

SECTION IX

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

Petition(s) for Special Leave to Appeal (Civil) No(s).6986/2009
(From the judgement and order dated 20/02/2009 in SCA No. 5824/2008
of The HIGH COURT OF GUJARAT AT AHMEDABAD)

CHHTRALA INDIA HOTEL GROUPS & ANR.

Petitioner(s)

VERSUS

STATE OF GUJARAT & ORS.

Respondent(s)

(With appln(s) for permission to file additional documents and
with prayer for interim relief)

Date: 08/02/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE R.M. LODHA
HON'BLE MR. JUSTICE DEEPAK VERMA

For Petitioner(s) Mr. Harish N. Salve, Sr. Adv.
Mr. Yatin N. Oza, Sr. Adv.
Mr. S. Udaya Kumar Sagar, Adv.
Ms. Bina Madhavan, Adv.
Mr. Shwetank Sailakwal, Adv.
Ms. Shridevi, Adv.
for M/S. Lawyer'S Knit & Co,Advs.

For Respondent(s) Mr. Ranjit Kumar, Sr. adv.
Ms. Hemantika Wahi, Adv.
Mr. Preetesh Kapur, Adv.

For R-8 Mr. Anip Sachthey, Adv.
Mr. Mohit Paul, Adv.
Ms. Shagun Matta, Adv.
Mr. Sharin Denial, Adv.

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

Heard counsel for parties.

The petitioner No. 1 is a hotel group and it has
submitted a Project Report before the State Government

for starting a hotel at Surat.

The land on which the

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petitioners proposed to construct hotel belonged to the

Agricultural University, Navsari.

The petitioner group

agreed to purchase 65,000 sq. mtrs. of land.

The land

belonging to the Agricultural University, Navsari was

transferred to the Gujarat Industrial Development

Corporation to enable the petitioner No. 1 to acquire the

same for the purpose of construction of its hotel.

Thereafter, the State Government decided to put the land in auction and it alleged that, if that be so, the State Government would fetch more income and the income and the said income will be used for the research and development of the Agricultural University.

After hearing both the sides, it is submitted by learned senior counsel appearing for the petitioners that the petitioners are prepared to pay more money as the same is to be used for educational purposes.

Having regard to the facts and circumstances of the case, the value of the land is fixed at Rs.32,000/- per sq. meter. For arriving at the said value, we are taking into consideration the earlier MoU entered into between the State Government and the petitioners. However, the other terms and conditions of the MoU shall remain the same. The State Government shall take appropriate steps for transferring the land in favour of the petitioner No. 1.

With the above observations, the special leave
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petition stands disposed of.

(Ajay Kr. Jain)
Court Master

(Veera Verma)
Court Master