

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

I N D I A

Petition for Special Leave to Appeal (Civil) No. 10122/2008

(From the judgment and order dated 11/12/2007 in CMWP No. 17109/1998 of The HIGH COURT OF JUDICATURE AT ALLAHABAD0

GHAZIABAD DEVT. AUTHORITY & ANR.

..PETITIONERS

VERSUS

MAN SINGH GROUP HOTEL & RESORTS LTD.

..RESPONDENT

(With prayer for interim relief and office report)

Date: 16/12/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE P. SATHASIVAM  
HON'BLE MR. JUSTICE H.L. DATTU

For Petitioners: Mr. K.K. Rai, Sr. Adv.  
Mr. S.K. Pandey, Adv.  
Mr. Krishnanand Pandeya, Adv.

For Respondent : Mr. Nikilesh ramachandran, Adv.

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

Heard both sides. As an interim arrangement and on the basis of the information furnished by the respondent in the Additional Affidavit dated 11.12.2009 we pass the following order. In the Additional Affidavit the respondent has furnished the details of plot and payments made by them to the petitioner - Ghaziabad Development Authority. Since in this order we are concerned about the undisputed plot, there is no need to refer other details as mentioned in the same Affidavit. As per the respondent undisputed plot being area 78% of the plot comes to 6326.77 sq. mtrs. And it is valued at Rs.2,78,44,114.77. The respondent is willing to pay the said amount along with the interest @ 6% per annum from 21.8.1994 till this date. On payment of ..2..

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the value for the undisputed plot as well as the interest as mentioned above, the petitioner - Ghaziabad Development Authority is directed to handover 6326.77 sq. mtrs. to the respondent. Four weeks' time is granted for payment. On payment as mentioned above, the Ghaziabad Development Authority is to handover the area namely 6326.77 sq. mtrs. to the respondent without any delay. The present order is without prejudice to the claim of both parties.

(Arvind)  
Sr. P.A.

(Savita Sainani)  
Court Master