

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).14917/2003

(From the judgement and order(s) in WP No. 2267/1998 dated 16-APR-03 of
The HIGH COURT OF A.P. AT HYDERABAD)

SYED HYDER ALI & ORS. Petitioner(s)

VERSUS

MAITRI COOP. HOUSING SOCIETY & ORS. Respondent(s)

(With prayer for interim relief and office report)
(For final disposal)

WITH

SLP(C) NO. 14939 of 2003

(With appln(s) for intervention and exemption from filing O.T. and with
prayer for interim relief and office report)

(For final disposal)

SLP(C) NO. 14938 of 2003

(With appln(s) for intervention and exemption from filing O.T. and with
prayer for interim relief and office report)

(For final disposal)

SLP(C) NO. 14934 of 2003

(With appln(s) for intervention and exemption from filing O.T. and with
prayer for interim relief and office report)

(For final disposal)

SLP(C) NO. 14928 of 2003

(With appln(s) for intervention and exemption from filing O.T. and with
prayer for interim relief and office report)

(For final disposal)

SLP(C) NO. 15017 of 2003

(With appln(s) for intervention and exemption from filing O.T. and with
prayer for interim relief and office report)

(For final disposal)

SLP(C) NO. 17463 of 2003

(With appln(s) for intervention and exemption from filing O.T. and c/delay
in filing additional documents and with prayer for interim relief and
office report)

(For final disposal)

SLP(C) NO. 17462 of 2003

(With appln(s) for intervention and exemption from filing O.T. and
permission to file additional documents and with prayer for interim relief
and office report)

(For final disposal)

SLP(C) NO. 15697 of 2003

(With appln.(s) for permission to file additional documents and exemption
from filing O.T. and intervention and with prayer for interim relief and
office report)

(For final disposal)

SLP(C) NO. 15750 of 2003

(With appln(s) for intervention and exemption from filing O.T. and with
prayer for interim relief and office report)

(For final disposal)

SLP(C) NO. 15760 of 2003

(With appln(s) for intervention and exemption from filing O.T. and with
prayer for interim relief and office report)

(For final disposal)

SLP(C) NO. 15751 of 2003

(With appln(s) for intervention and exemption from filing O.T. and with
prayer for interim relief and office report)

(For final disposal)

SLP(C) NO. 15758 of 2003

(With appln(s) for intervention and exemption from filing O.T. and with
prayer for interim relief and office report)

(For final disposal)

SLP(C) NO. 17179-17181 of 2003

(With appln.(s) for permission to file additional documents and intervention and exemption from filing O.T. and with prayer for interim relief and office report)

(For final disposal)

SLP(C) NO. 17182 of 2003

(With prayer for interim relief and office report)

(For final disposal)

SLP(C) NO. 17467 of 2003

(With appln(s) for intervention and exemption from filing O.T. and permission to file additional documents and with prayer for interim relief and office report)

(For final disposal)

SLP(C) NO. 7281 of 2004

(With appln(s) for intervention and exemption from filing O.T. and with prayer for interim relief and office report)

(For final disposal)

SLP(C) NO. 1940 of 2005

(With appln.(s) for c/delay in filing SLP and intervention and exemption from filing O.T. and with prayer for interim relief and office report)

(For final disposal)

Date: 11/09/2012 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S.SINGHVI

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s)

In SLP(C)17467/2003 Mr.Mukul Rohatgi, Sr.Adv.
Mr.Pallav Shishodia, Sr.Adv.
Mr. T.V. Ratnam, Adv.
Mr.Hari Sridhar, Adv.
Mr.K.Subba Rao, Adv.

In SLP(C)Nos.17179-17181/2003 Mr.P.S.Narasimha, Sr.Adv.
Mr.Rohit Rao N., Adv.
Mr.P.Sriram, Adv.
Mr.Vishnu Jain, Adv.

In SLP(C)Nos.15760 & 15758/2003 Mr.Vijay Kumar, Adv.
Mr.Sudarshan M., Adv.
Mr.V.G.Pragasam, Adv.

In SLP(C)14917/2003 Mr.S.Udaya Kumar Sagar, Adv.
Ms.Bina Madhavan, Adv.
Ms.Praseena E.Joseph, Adv.

Mr.Pallav Shishodia, Sr.Adv.
Mr.K.Subba Rao, Adv.
Mr.Hari Sridhar, Adv.
Mr.A.P.Mayee, Adv.

In SLP(C)No.1940/05 Mr. G.V.R. Choudary, Adv.
Mr. K. Shivraj Choudhuri, Adv.
Mr. A. Chandra Sekhar, Adv.

In SLP(C)17463/03 Mr.Manu Shanker Mishra, Adv.
Ms.E.R.Sumathy, Adv.

Mr.K.Ram Kumar, Adv.
Mr.Ramlal Roy, Adv.

For Respondent(s)
For State of A.P. Mr.Jaideep Gupta, Sr.Adv.
Mr.Mahabir Singh, Sr.Adv.
Mr.D.Mahesh Babu, Adv.
Ms.Savita Devi, Adv.
Mr.Amit K.Nair, Adv.

IN SLP(C)14917/03

Mr.Ranjan Mukherjee, Adv.
Mr.S.Bhowmick, Adv.
Mr.S.C.Ghosh, Adv.

Mr.Mayur R.Shah, Adv.

Mr.K.Maruthi Rao, Adv.

Mr.M.Srinivas R.Rao, Adv.
Mr.Abid Ali Beeran P., Adv.
Mohd.Sadique, Adv.

Mr.V.Sridhar Reddy, Adv.

Mr.G.N.Reddy, Adv.

Mr.Guntur Prabhakar, Adv.

Mr.Aniruddha P.Mayee, Adv.

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

I.A.No.2 of 2003 and I.A.No.9 of 2011 In SLP(C)No.17467 of 2003

These applications have been filed by the petitioners for grant of leave/permission to file additional documents which were not part of the record of the High Court. The petitioners have filed another application - I.A.No.8 of 2011 for placing on record Annexures P/44 to P/51 which were part of the record of the High Court.

Having perused the averments contained in the applications and ignoring the defects in the affidavits filed in support thereof, we grant leave to the petitioners to file the additional documents. The State of Andhra Pradesh may, if so advised, file its objection to any of the documents which have been taken on record by granting leave in I.A.No.2 of 2003, I.A.No.8 of 2011 and I.A.No.9 of 2011 within two weeks.

I.A.Nos.6 and 7 of 2011 In SLP(C)No.17467 of 2003

These applications have been filed by one Mohd.Abdul Qayyum Khan for permission to intervene in the proceedings of SLP(C)No.17467/2003.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.17467/2003.

The applications are accordingly dismissed.

I.A.No..... of 2011 in SLP(C)No.17467 of 2003

The office objection is overruled and the I.A. is allowed in terms of the prayer made.

The amended cause-title be filed within two weeks.

I.A.Nos.3 and 4 of 2011 In SLP(C)No.14939 of 2003

These applications have been filed by one Mohd.Abdul Qayyum Khan for permission to intervene in the proceedings of SLP(C)No.14939/2003.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.14939/2003.

The applications are accordingly dismissed.

I.A.Nos.3 and 4 of 2011 In SLP(C)No.14938 of 2003

These applications have been filed by one Mohd.Abdul Qayyum Khan for permission to intervene in the proceedings of SLP(C)No.14938/2003.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.14938/2003.

The applications are accordingly dismissed.

I.A.Nos.4 and 5 of 2011 In SLP(C)No.14934 of 2003

These applications have been filed by one Mohd.Abdul Qayyum Khan for permission to intervene in the proceedings of SLP(C)No.14934/2003.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.14934/2003.

The applications are accordingly dismissed.

I.A.Nos.3 and 4 of 2011 In SLP(C)No.14928 of 2003

These applications have been filed by one Mohd.Abdul Qayuum Khan for permission to intervene in the proceedings of SLP(C)No.14928/2003.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.14928/2003.

The applications are accordingly dismissed.

I.A.Nos.3 and 4 of 2011 In SLP(C)No.15017 of 2003

These applications have been filed by one Mohd.Abdul Qayuum Khan for permission to intervene in the proceedings of SLP(C)No.15017/2003.

Having perused the averments contained in the application, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.15017/2003.

The applications are accordingly dismissed.

I.A.Nos.3 and 4 of 2011 In SLP(C)No.17463 of 2003

These applications have been filed by one Mohd.Abdul Qayuum Khan for permission to intervene in the proceedings of SLP(C)No.17463/2003.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.17463/2003.

The applications are accordingly dismissed.

I.A.No.5 and 6 of 2012 in SLP(C)No.17463 of 2003

The applications are dismissed.

I.A.No.....of 2011 In SLP(C)No.17462 of 2003

This is an application by the petitioner for grant of leave to file additional documents.

We have perused the averments contained in the application and are satisfied that the leave prayed for cannot be granted because the petitioner has not mentioned as to whether the documents were part of the record of the Special Court or the High Court and how they have bearing on the determination of the issue raised in the special leave petition.

The application is accordingly dismissed.

I.A.Nos.4 and 5 of 2011 In SLP(C)No.17462 of 2003

These applications have been filed by one Mohd.Abdul Qayuum Khan for permission to intervene in the proceedings of SLP(C)No.17462/2003.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.17462/2003.

The applications are accordingly dismissed.

I.A.No.6 and 7 of 2011 in SLP(C)No.15697 of 2003

These applications have been filed by the applicants for placing on record additional documents.

Having perused the averments contained in the applications, we are satisfied that leave should be granted to the applicants for placing on record the additional documents. Ordered accordingly. The State of Andhra Pradesh may, if so advised, file its objection within two weeks.

I.A.Nos.8 and 9 of 2011 In SLP(C)No.15697 of 2003

These applications have been filed by one Mohd.Abdul Qayuum Khan for permission to intervene in the proceedings of SLP(C)No.15697/2003.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.15697/2003.

The applications are accordingly dismissed.

I.A.No.10 of 2012 in SLP(C)No.15697 of 2003

This is an application by the applicants for placing on record additional documents.

Having perused the averments contained in the application, we are satisfied that leave should be granted to the applicants for placing on record the additional documents. Ordered accordingly. The State of Andhra Pradesh may, if so advised, file its objection within two weeks.

I.A.Nos.3 and 4 of 2011 In SLP(C)No.15750 of 2003

These applications have been filed by one Mohd.Abdul Qayuum Khan for permission to intervene in the proceedings of SLP(C)No.15750/2003.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.15750/2003.

The applications are accordingly dismissed.

I.A.Nos.4 and 5 In SLP(C)No.15760 of 2003

These applications have been filed by one Mohd.Abdul Qayuum Khan for permission to intervene in the proceedings of SLP(C)No.15760/2003.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.15760/2003.

The applications are accordingly dismissed.

I.A.Nos.3 and 4 of 2011 In SLP(C)No.15751 of 2003

These applications have been filed by one Mohd.Abdul Qayuum Khan for permission to intervene in the proceedings of SLP(C)No.15751/2003.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.15751/2003.

The applications are accordingly dismissed.

I.A.Nos.2 and 3 of 2011 In SLP(C)No.15758 of 2003

These applications have been filed by one Mohd.Abdul Qayuum Khan for permission to intervene in the proceedings of SLP(C)No.15758/2003.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.15758/2003.

The applications are accordingly dismissed.

I.A.Nos.22-24 of 2011 in SLP(C)Nos.17179-17181 of 2003

These applications have been filed by the applicant for placing on record additional documents.

Having perused the averments contained in the applications, we are satisfied that leave should be granted to the applicant for placing on record the additional documents. Ordered accordingly. The State of Andhra Pradesh may, if so advised, file its objection within two weeks.

I.A.Nos.25-27 of 2011 in SLP(C)Nos.17179-17181 of 2003

These applications have been filed by the applicant for placing on record additional documents.

Having perused the averments contained in the applications, we are satisfied that leave should be granted to the applicant for placing on record the additional documents. Ordered accordingly. The State of Andhra Pradesh may, if so advised, file its objection within two weeks.

I.A.Nos.28-33 of 2011 In SLP(C)Nos.17179-17181 of 2003

These applications have been filed by one Mohd.Abdul Qayuum Khan for permission to intervene in the proceedings of SLP(C)Nos.17179-17181 of 2003.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)Nos.17179-17181 of 2003.

The applications are accordingly dismissed.

I.A.Nos.5 and 6 of 2011 In SLP(C)No.17182 of 2003

These applications have been filed by one Mohd.Abdul Qayuum Khan for permission to intervene in the proceedings of SLP(C)No.17182/2003.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.17182/2003.

The applications are accordingly dismissed.

I.A.Nos.4 and 5 of 2011 In SLP(C)No.7281 of 2004

These applications have been filed by one Mohd.Abdul Qayuum Khan for permission to intervene in the proceedings of SLP(C)No.7281/2004.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.7281/2004.

The applications are accordingly dismissed.

I.A.Nos.12 and 13 of 2011 In SLP(C)No.1940 of 2005

These applications have been filed by one Mohd.Abdul Qayyum Khan for permission to intervene in the proceedings of SLP(C)No.1940/2005.

Having perused the averments contained in the applications, we are satisfied that the applicant does not have the locus to seek intervention in the proceedings of SLP(C)No.15758/2003.

The applications are accordingly dismissed.

I.A.Nos.13-15 of 2008 and 16-18 of 2009 in SLP(C)Nos.17179-17181 of 2003

List the I.As on 13.09.2012.

Counsel for the petitioners are directed to file compilation of the additional documents which have been taken on record by separate order passed today in I.A.No.2 of 2003, I.A.No.8 of 2011 and I.A.No.9 of 2011 In SLP(C)No.17467 of 2003, I.A.No.6 and 7 of 2011 in SLP(C)No.15697 of 2003, I.A.No.10 of 2012 in SLP(C)No.15697 of 2003, I.A.Nos.22-24 of 2011 in SLP(C)Nos.17179-17181 of 2003 and I.A.Nos.25-27 of 2011 in SLP(C)Nos.17179-17181 of 2003.

List the cases on 25.09.2012.

(Satish K.Yadav)		(Phoolan Wati Arora)	
		Court Master	
Court Master			