

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(S). 7158 OF 2009

MODERN SCHOOL, SECTOR 17, FARIDABAD

APPELLANT(S)

VERSUS

HARYANA URBAN DEVELOPMENT AUTHORITY & ORS.

RESPONDENT(S)

WITH

C.A. No. 7159/2009

C.A. No. 7161/2009

C.A. No. 7160/2009

C.A. No. 7162/2009

O R D E R

We have heard learned counsel for the parties at length.

In nature of the order proposed to be passed, we are purposefully refraining from observing anything on merits so as to not prejudice either party.

Nothing has been pointed out by the respondents, to our satisfaction, that the appellants are in any way differently situated from the petitioners in CWP No.11416 of 2007 allowed on 24.02.2009. The same Division Bench disposed of the present matters, on the same day, wherein similar questions appear to have been involved including facts, taking divergent views.

Therefore, we are satisfied, that on this short ground alone, the impugned order is not sustainable and is set aside. The matter is remanded to the High Court for fresh consideration and disposal in accordance with law. Till the matters are disposed, the interim orders passed by this Court on 02.04.2009 shall continue.

The appeals are disposed of in above terms.

.....J.
[NAVIN SINHA]

.....J.
[KRISHNA MURARI]

New Delhi;
February 25, 2021

ITEM NO.102

Court 10 (Video Conferencing)

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(s). 7158/2009

MODERN SCHOOL, SECTOR 17, FARIDABAD

Appellant(s)

VERSUS

HARYANA URBAN DEVELOPMENT AUTHORITY & ORS.

Respondent(s)

WITH

C.A. No. 7159/2009 (IV)

C.A. No. 7161/2009 (IV)

C.A. No. 7160/2009 (IV)

C.A. No. 7162/2009 (IV)

Date : 25-02-2021 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE NAVIN SINHA
HON'BLE MR. JUSTICE KRISHNA MURARI

For Appellant(s)

Mr. Ajay Jain, Adv.
Mr. Jinendra Jain, AOR
Ms. Mitika, Adv.
Ms. Tannu, Adv.

Mr. Puneet Mittal, Sr. Adv.
Mr. Ashok K. Mahajan, AOR
Mr. Arvind Kumar Gupta, Adv.
Mr. Prashant Bhardwaj, Adv.
Mr. Rishi Bharadwaj, Adv.
Mr. Abhiesumat Gupta, Adv.

Mr. Anando Mukherjee, AOR

Ms. Shobha Gupta, AOR

Ms. Bina Madhavan, Adv.
Ms. Soujanya Ketharaj, Adv.
M/S. Lawyer S Knit & Co, AOR

For Respondent(s)

Mr. Alok Sangwan, Sr. AAG.
Mr. Sumit Kumar Sharma, Adv.

Dr. Monika Gusain, AOR

**Mr. Ashok Kumar Singh Adv,
Mr. Shantwanu Singh, Adv.
Mr. Abhishek Paruthi, Adv.
Ms. Pragaya Singh, Adv.**

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

The appeals are disposed of in terms of the signed order.

**Pending application(s), if any, shall also stand disposed
of.**

**(SWETA DHYANI)
COURT MASTER (SH)**

**(DIPTI KHURANA)
COURT MASTER (NSH)**

(Signed order is placed on the file)