

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).10453/2009

(From the judgement and order dated 24/07/2008 in RP No. 2395/2008 of The NATIONAL CONSUMERS DISPUTES REDRESSAL COMMISSION, NEW DELHI)

HARYANA URBAN DEVT.AUTHORITY ETC.

Petitioner(s)

VERSUS

ARJUN SINGH SENGER

Respondent(s)

(With appln(s) for c/delay in filing SLP,exemption from filing c/c of the impugned Judgment,permission to file additional documents

Date: 16/04/2010

This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU

HON'BLE MR. JUSTICE A.K. PATNAIK

For Petitioner(s)

Mr. C.D. Singh,Adv.(Not present)

For Respondent(s)

Mr. Madhurendra Kumar, Adv.for
Mr. B.K.Satija,Adv.

UPON hearing counsel the Court made the following

O R D E R

When this matter was called out initially, some proxy counsel for the petitioner sought passed over in the matter and the matter was passed over accordingly.

When this matter was called out again, no one was present on behalf of the petitioners. In the absence of any counsel for the petitioners, learned counsel for the respondent has informed this Court that this petition has become infructuous because the petitioner, in compliance of the order of the District Forum dated 15th March, 2005, has already allotted an alternate plot to the respondent bearing Plot No.29, Sector-21D, Faridabad vide Memo

-2-

No.45970-71 dated 18.12.2007 and also issued a certificate of Non-Encumbrance/No Dues dated 03.01.2008 and thereafter had also handed over the possession of the said plot and the respondent has already started construction on the said plot.

We have carefully gone through the impugned order, special leave petition and counter affidavit filed by the respondent herein. We agree with the learned counsel for the respondent that in view of the allotment and possession of the alternate plot and construction on the said plot by the respondent, nothing survives in this petition and this petition has become infructuous and is dismissed as such.

(Parveen Kr. Chawla)
Court Master

(Indu Satija)
Court Master