

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 3628-3960 OF 2004

BANGALORE DEVELOPMENT AUTHORITY

Appellant(s)

VERSUS

R. JAYAKUMAR & ORS.

Respondent(s)

O R D E R

IA No.16698/2021 along with IA Nos. 16709/2021, 16711/2021 and 16714/2021 in CA Nos.3738/2004 and 3905/2004

Delay in filing substitution application is condoned and abatement is set aside.

Application for bringing on record the LRs of deceased respondent D.K. Sreedhara is allowed.

The applicants herein are the respondents in C.A. Nos. 3738 of 2004 and 3905 of 2004 which have been filed by the Bangalore Development Authority.

Having heard learned counsel for the respective parties, IA No.16698/2021 is allowed with a direction to the Bangalore Development Authority to accept the enhanced amount of the sital value as well as the interest payable in terms of Rule 13 of the Bangalore Development Authority (Allotment of Site) Rules, 1984.

The payment to be made by the applicants within a period of eight weeks from today, as prayed for by the learned counsel for the applicants.

The Writ Petition No. 21139 of 1998 is permitted to be withdrawn. Supplementary Sale Deed be executed within a period of two weeks from the payment of all dues, more particularly, the amount, as observed herein above.

Civil Appeal Nos. 3738 of 2004 and 3905 of 2004 stand disposed of accordingly.

IA No.19831/2021 in CA Nos.3786/2004 and 3933/2004

The applicants herein are the respondents in C.A. Nos. 3786 of 2004 and 3933 of 2004 which have been filed by the Bangalore Development Authority.

Having heard learned counsel for the respective parties, IA No.19831/2021 is allowed with a direction to the Bangalore Development Authority to accept the enhanced amount of the site value as well as the interest payable in terms of Rule 13 of the Bangalore Development Authority (Allotment of Site) Rules, 1984.

The payment to be made by the applicants within a period of eight weeks from today, as prayed for by the learned counsel for the applicants.

The Writ Petition No. 41869 of 1999 is permitted to be withdrawn. Supplementary Sale Deed be executed within a period of two weeks from the payment of all dues, more particularly, the amount, as observed herein above.

Civil Appeal Nos. 3786 of 2004 and 3933 of 2004 stand disposed of accordingly.

IA D.No.47201/2021 in CA Nos.3771/2004 and 3948/2004

The applicants herein are the respondents in C.A. Nos. 3771 of 2004 and 3948 of 2004 which have been filed by the Bangalore Development Authority.

Having heard learned counsel for the respective parties, IA D.No.47201/2021 is allowed with a direction to the Bangalore Development Authority to accept the enhanced amount of the site value as well as the interest payable in terms of Rule 13 of the Bangalore Development Authority (Allotment of Site) Rules, 1984.

The payment to be made by the applicants within a period of eight weeks from today, as prayed for by the learned counsel for the applicants.

The Writ Petition No.32091 of 1998 is permitted to be

withdrawn. Supplementary Sale Deed be executed within a period of two weeks from the payment of all dues, more particularly, the amount, as observed herein above.

Civil Appeal Nos. 3771 of 2004 and 3948 of 2004 stand disposed of accordingly.

IA No.16570/2021 along with IA Nos. 11691/2021 and 16694/2021 in CA Nos.3706/2004 and 3873/2004

Delay in filing substitution application is condoned and abatement is set aside.

Application for bringing on record the LRs of deceased respondent G. Prakash Babu is allowed.

The applicants herein are the respondents in C.A. Nos. 3706 of 2004 and 3873 of 2004 which have been filed by the Bangalore Development Authority.

Having heard learned counsel for the respective parties, IA No.16570/2021 is allowed with a direction to the Bangalore Development Authority to accept the enhanced amount of the sital value as well as the interest payable in terms of Rule 13 of the Bangalore Development Authority (Allotment of Site) Rules, 1984.

The payment to be made by the applicants within a period of eight weeks from today, as prayed for by the learned counsel for the applicants.

The Writ Petition, which was pending before the High Court, is permitted to be withdrawn. Supplementary Sale Deed be executed within a period of two weeks from the payment of all dues, more particularly, the amount, as observed herein above.

— Civil Appeal Nos. 3706 of 2004 and 3873 of 2004 stand disposed of accordingly.

..... J.
(M.R. SHAH)

..... J.
(ANIRUDDHA BOSE)

New Delhi;
September 09, 2021.

ITEM NO.34

Court 13 (Video Conferencing)

SECTION IV-A

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

Civil Appeal Nos. 3628-3960/2004

BANGALORE DEVELOPMENT AUTHORITY

Appellant(s)

VERSUS

R.JAYAKUMAR . & ORS.

Respondent(s)

IA No. 16709/2021 - APPLICATION FOR SUBSTITUTION
IA No. 11691/2021 - APPLICATION FOR SUBSTITUTION
IA No. 47201/2021 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 19831/2021 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 16698/2021 - CLARIFICATION/DIRECTION
IA No. 16570/2021 - CLARIFICATION/DIRECTION
IA No. 16711/2021 - CONDONATION OF DELAY IN FILING SUBSTITUTION
APPLN.
IA No. 11694/2021 - CONDONATION OF DELAY IN FILING SUBSTITUTION
APPLN.
IA No. 16714/2021 - SETTING ASIDE AN ABATEMENT

Date : 09-09-2021 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MR. JUSTICE ANIRUDDHA BOSE

For Appellant(s) Mr. S. K. Kulkarni, Adv.
Mr. M. Gireesh Kumar, Adv.
Mr. Ankur S. Kulkarni, AOR
Ms. Uditha Chakravarthy, Adv.

For Respondent(s) Mr. Abdul Azeem Kalebudde, AOR

Mr. C. B. Gururaj, Adv.
Mr. Prakash Ranjan Nayak, AOR
Mr. Pramit Chhattri, Adv.
Mr. Naveen Chandrashekar, Adv.
Mr. K.P. Singh, Adv.
Mr. Gaurav Kumar, Adv.

Mr. Gautam Narayan, AOR

Mr. Anand Sanjay M. Nuli, Adv.

Mr. Suraj Kaushik, Adv.
Mr. Agam Sharma, Adv.
Mr. Dharm Singh, Adv.
M/S. Nuli & Nuli, AOR

Mrs. Vaijyanthi Girish, AOR

Mrs. K. Sarada Devi, AOR
Mr. R. Vijaynandan Reddy, Adv.

Mr. S. N. Bhat, AOR
Mr. P. R. Ramasesh, AOR

Mr. Yatish Mohan, Adv.
Mr. Subhash Chandra Sagar, Adv.
Mr. E. C. Vidyasagar, AOR

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

Civil Appeal Nos. 3738 of 2004, 3905 of 2004, 3786 of 2004, 3933 of 2004, 3771 of 2004, 3948 of 2004, 3706 of 2004 and 3873 of 2004 stand disposed of in terms of the signed order.

(NEETU SACHDEVA)
COURT MASTER (SH)

(NISHA TRIPATHI)
BRANCH OFFICER

(signed order is placed on the file)