

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 (C) Nos.10878-10879/2010
(Arising out of impugned final judgment and order dated 11/03/2010
in WA No. 403/2008 11/03/2010 in WA No. 403/2008 11/03/2010 in WA
No. 404/2008 11/03/2010 in WA No. 404/2008 passed by the High Court
of Madras)

U. VENKATESH

Petitioner(s)

VERSUS

EXECUTIVE OFFICER & ORS.

Respondent(s)

(With appln. (s) for modification of Court's order dated 10.1.2017
and interim relief and office report)

Date : 31/03/2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPAK MISRA

HON'BLE MR. JUSTICE A.M. KHANWILKAR

For Petitioner(s) Mr. C.A. Sundaram, Sr. Adv.

Mr. R. Anand Padmanabhan, Adv.

Mr. Balakrishnan V., Adv.

Mr. Romil Pathak, Adv.

Ms. Ananya Mukharjee, Adv.

Mr. Pramod Dayal, AOR

For Respondent(s) Mr. C. Mohan, Adv.

Mr. Senthil Jagadeesan, AOR

Mr. Govind Manoharan, Adv.

Ms. Shruti Iyer, Adv.

Ms. Vimla Sinha, Adv.

Mr. V.V.V. Pattabhi Ram, Adv.

Mr. N.K. Karhail, Adv.

Mr. Mukesh Kumar Maroria, AOR

SLP(C) 10878-79/10

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UPON hearing the counsel the Court made the following

O R D E R

It is submitted by Mr. C.A. Sundaram, learned senior
counsel appearing for the petitioner that in pursuance of the
order dated 23 rd

November, 2017, a sum of Rs.6,00,00,000/-
(Rupees six crores only) has been deposited with the Defence
Estate Officer, the respondent No.4 herein. The said amount
may be appropriated. The respondent No.4 is directed to
consider the prayer for conversion for commercial
exploitation of the lease hold area within a period of eight
weeks. It is further directed that the petitioner shall not
use, barring ingress and regress, any area that is beyond the
lease hold area, after the first week of May, 2017.

We have also been apprised that the petitioner has
submitted an application for grant of lease in respect of
certain plots which is pending before the respondent No.4.
The said respondent shall dispose of the said application
within a period of eight weeks in accordance with law.

At this juncture, we may note the submission
advanced by Mr. C. Mohan, learned counsel appearing for the
respondent No.1, the Cantonment Board. It is put forth by
him that the petitioner has constructed on the lease hold
area without the prior permission of the competent authority
of the Cantonment Board. The same was disputed by
Mr. Sundaram, learned senior counsel appearing for the
petitioner. The said aspect shall be addressed to on the
next date of hearing.

List the matter in the third week of July, 2017.

(Chetan Kumar)

Court Master (Madhu Narula)

Court Master