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SLP(C)No. 11265 OF 2004
ITEM No.18

Court No. 5

SECTION XVII
A/N MATTER

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.11265/2004

(From the judgement and order dated 05/02/2004 in RP 3403/2003
of The NATIONAL CONSUMERS DISPUTES REDRESSAL COMMISSION, NEW DELHI)

HARYANA URBAN DEVELOPMENT AUTHORITY

Petitioner (s)

VERSUS

AMRESH KUNDU

Respondent (s)

(With Appln(s). for exemption from filing O.T.)
(With prayer for interim relief)

Date : 27/09/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.N. VARIAVA
HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner (s)Mr. Aditya Kumar Chaudhary, Adv.
Mr. Neeraj Kumar Jain, Adv.
Mr. Bharat Singh, Adv.
Mr. Sanjay Singh, Adv.
Mr. Umang Shankar, Adv.

Mr. Ugra Shankar Pd.,Adv.

For sole Respondent Mr. Mahabir Singh,Adv.
Mr. Rakesh Dahiya, Adv.
Ms. Preeti Singh. Adv.
Mr. Gagandeep Sharma, Adv.

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

Heard learned counsel for the Petitioners.

It is admitted that payment of interest @ 18% is already made. As per the ratio laid down by us in the case of Ghaziabad Development Authority vs. Balbir Singh reported in (2004) 5 SCC 65 there can be no refund. We, therefore, see no reason to interfere. The Special Leave Petition is dismissed.

Anita

(Jasbir Singh)
Court Master