

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 7608-7609 OF 2019
(Arising out of SLP (C)Nos. 17121-17122 of 2012)

M/s. O.P. AUTO PVT.LTD.

Appellant(s)

VERSUS

HARYANA URBAN DEVELOPMENT AUTHORITY & ORS.

Respondent(s)

O R D E R

Leave granted.

Even on the second call, the respondents, though served, have not appeared before the Court.

We find that the impugned judgment dated 06.08.2010 is an *ex-parte* judgment delivered without hearing the appellant before us. This is, in fact, admitted in the second impugned order dated 27.01.2012. Despite this, the *ex-parte* judgment was not set aside. In the interest of justice, we set aside both the impugned judgment/order and restore the writ petition filed to be heard expeditiously by the High Court.

The appeals stand disposed of.

....., J.
[ROHINTON FALI NARIMAN]

....., J.
[V. RAMASUBRAMANIAN]

New Delhi;
September 23, 2019.

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. 17121-17122/2012
(Arising out of impugned final judgment and order dated 06-08-2010
in CWP No. 8273/2009 25-01-2012 in RA No. 283/2010 25-01-2012 in
CWP No. 8273/2009 passed by the High Court of Punjab & Haryana at
Chandigarh)

O.P. AUTO PVT.LTD.

Petitioner(s)

VERSUS

HARYANA URBAN DEVELOPMENT AUTHORITY & ORS.

Respondent(s)

(With IA No. 1/2012 - CONDONATION OF DELAY IN FILING)

Date : 23-09-2019 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN
HON'BLE MR. JUSTICE V. RAMASUBRAMANIANFor Petitioner(s) Mr. Rajiv Kataria, Adv.
Ms. Debjani Das P., Adv.
M/s. Delhi Law Chambers, AORFor Respondent(s) Ms. Anubha Agrawal, AOR
Mr. Sanjay Kumar Visen, AORUPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeals stand disposed of in terms of the signed
order.(NIDHI AHUJA)
COURT MASTER (SH)(NISHA TRIPATHI)
BRANCH OFFICER

[Signed order is placed on the file.]