

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

IA NOS. 37-39 IN IA NOS. 31-34 & IA NO.... IN
CONTEMPT PETITION (C) NO. 237-239 OF 2000 IN Civil Appeal 5623-
5625/1985
IA NOS. 28-33 IN CONTEMPT PETITION(C) NOS. 237-239/2000 in Civil
Appeal 5623-5625/1985
IA NOS. 34-36 IN IA NOS. 31-33 IN CONTEMPT PETITION(C) NO. 237-
239/2000 in Civil Appeal 5623-5625/1985

MUNICIPAL CORPORATION OF GREATER BOMBAY Petitioner(s)

VERSUS

PARAG CONSTRUCTION & PARTNERS Respondent(s)

(For amendment of cause title and for permission to file addl.
document and office report)

Date: 07/01/2011 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.M. PANCHAL
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s) Mr. Chander Udai Singh, Sr. Adv.
Mr. T. S. Sidhu, Adv.
Mr. Praveen Jain, Adv.
Mr. M. T. Nain, Adv.
Mr. Mukesh Kumar, Adv.
M/S. M.V. Kini & Associates, Adv.

For Respondent(s) Mr. Pallav Shishodia, Sr. Adv.
Mr. Manoj K. Mishra, Adv.

Mr. Dinesh Kumar Garg, Adv.

Mr. Kamendra Mishra , Adv.

Mr. R.N. Keshwani , Adv

Mr. Ramesh Chandra Mishra , Adv

Mr. Sunil Kumar Jain , Adv

Mr. Ashok K. Mahajan, Adv.

Ms. Sukumaran, Adv.
Mr. Anand Sukumar, Adv.

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

The learned counsel for the Municipal Corporation
of Greater Bombay prays to adjourn the matter by
eight weeks to enable the Corporation to file Action
Taken Report before this Court. The record of the
case shows that in spite of several opportunities
having been granted to the Corporation, no concrete

action has been taken by the Corporation to remove the unauthorised occupants. Therefore, though the time, as prayed for, is granted to enable the Corporation to submit Action Taken Report before this Court, it is clarified that if the Municipal Corporation fails to evict the unauthorised occupants within the time granted by this order, the instant Petitions alongwith Interlocutory Applications shall stand dismissed for default without further reference to the Court.

(Neetu Sachdeva)
Sr. P. A.

(Sneh Bala Mehra)
Court Master

(signed order is placed on the file)

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

IA NOS. 37-39 IN IA NOS. 31-34 & IA NO.... IN
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MUNICIPAL CORPORATION OF GREATER BOMBAY

Petitioner(s)

VERSUS

PARAG CONSTRUCTION & PARTNERS

Respondent(s)

ORDER

After hearing the learned counsel for the parties, this Court had passed the following order on 3.12.2010 -

On the request of Mr. Chander Udai Singh, learned senior counsel for the Municipal Corporation of Greater Bombay, the matters are adjourned to first week of January, 2011 to enable the Corporation to file reply to the additional affidavit filed by M/s. Parag Construction.

The learned senior counsel for the respondent No.4 states at the Bar that

there are three unauthorised occupants, who need to be removed by the Corporation. Therefore, it is clarified that in the meantime, it will be open to the Municipal Corporation of Greater Bombay to evict the unauthorised occupants on the concerned plot, if necessary, with the police help.

The learned counsel for the Municipal Corporation of Greater Bombay prays to adjourn the matter by eight weeks to enable the Corporation to file Action Taken Report before this Court. The

record of the case shows that in spite of several

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opportunities having been granted to the Corporation, no concrete action has been taken by the Corporation to remove the unauthorised occupants. Therefore, though the time, as prayed for, is granted to enable the Corporation to submit Action Taken Report before this Court, it is clarified that if the Municipal Corporation fails to evict the unauthorised occupants within the time granted by this order, the instant Petitions alongwith Interlocutory Applications shall stand dismissed for default without further reference to the Court.

.....J.
(J. M. PANCHAL)

NEW DELHI
JANUARY 7, 2011

.....J.
(H.L. GOKHALE)