

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 (Civil)...../2005

CC 7167/2005

(From the judgement and order dated 02/11/2004 in CWP No. 46036/2004 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

ALLAHABAD DEVELOPMENT AUTH. & ORS.

Petitioner(s)

VERSUS

NISAR AHMAD

Respondent(s)

(With appln(s) for c/delay in filing SLP and office report))

Date: 11/07/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE DALVEER BHANDARI

For Petitioner(s)

Mr.A.K. Misra, Adv.

Mr. K.K. Tyagi, Adv.

Ms. Sarada, Adv.

Mr. Afteehar Ahmad, Adv.

Mr. P. Narasimhan, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

Delay condoned.

Leave granted.

Authority & Anr.Vs. In view of our judgment in Allahabad Development Sabia

Khan & Anr.- Civil Appeal No. 4351/2004, the interim order passed in this appeals cannot be sustained

and is set aside accordingly. The appeal is allowed. However, it would be open to the High Court to

consider the matter afresh.

(Meenu Sethi)
a Bhardwaj)
Court Master
er

(Pushap Lat
Court Mast

Signed order is placed on the file

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 3108 /2006

(Arising out of SLP(C)...CC.. No. 7167/2005

Allahabad Development
Authority & Ors.

... Appellants

VERSUS

Nisar Ahmed

... Respondent

O R D E R

Delay condoned.

Leave granted.

In view of our judgment in Allahabad Development Authority & Anr. Vs. Sabia Khan & Anr.- Civil Appeal No. 4351/2004, the interim order passed in this appeal cannot be sustained and is set aside accordingly. The appeal is allowed. However, it would be open to the High Court to consider the matter afresh.

.....J.

(S.B.SINHA)

.....J.

(DALVEER BHANDARI)

New Delhi,

July 11, 2006.