

ITEM NO.6

COURT NO.2

SECTION XI-B

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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 13940/2026

[Arising out of impugned final judgment and order dated 27-05-2025 in WA No. 2072/2015 27-05-2025 in WA No. 696/2016 passed by the High Court of Kerala at Ernakulam]

THE TRIPUNITHURA MUNICIPALITY

Petitioner(s)

VERSUS

SHWAS HOMES (P) LTD. ETC.

Respondent(s)

IA No. 100887/2026 - CONDONATION OF DELAY IN FILING

IA No. 100888/2026 - EXEMPTION FROM FILING O.T.

Date : 15-04-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE VIKRAM NATH  
HON'BLE MR. JUSTICE SANDEEP MEHTA  
HON'BLE MR. JUSTICE VIJAY BISHNOI

For Petitioner(s) :Mr. P. V. Dinesh, Sr. Adv.  
Ms. Anna Oommen, Adv.  
Ms. Anne Mathew, AOR

For Respondent(s) :Mr. Romy Chacko, Sr. Adv.  
Mr. Ashwin Romy, Adv.  
Mr. Sachin Singh Dalal, Adv.  
Mr. Joe Sebastian, Adv.  
Mr. Akshat Singh, Adv.  
Mr. Anup Kumar, AOR

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

Delay condoned.

Issue notice.

No formal notice is required to be issued as the private respondent- Shwas Homes (P) Ltd. is represented on caveat.

Let notice be issued to respondent-State of Kerala.

As prayed, private respondent- Shwas Homes (P) Ltd. may file counter affidavit within three weeks. Thereafter petitioner will have two weeks' time to file rejoinder affidavit.

The petitioner shall refund the amount of double FAR deposited by the respondent, within two weeks from today. This refund shall remain subject to the final outcome of these petitions.

List the matter immediately after five weeks.

(NEETU KHAJURIA)  
ASSISTANT REGISTRAR-CUM-PS

(RANJANA SHAILEY)  
ASSISTANT REGISTRAR