

ITEM NO.301(PH)

COURT NO.8

SECTION IV

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

Civil Appeal No(s). 6079/2017

M/S. GOYA RESORTS PVT LTD

Appellant(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(IA No. 182137/2023 - INTERVENTION APPLICATION)

WITH

C.A. No. 6086-6089/2017 (IV)

C.A. No. 6074-6075/2017 (IV)

C.A. No. 9014/2017 (IV)

C.A. No. 6081/2017 (IV)

C.A. No. 6068/2017 (IV)

C.A. No. 6067/2017 (IV)

C.A. No. 6069/2017 (IV)

C.A. No. 6080/2017 (IV)

C.A. No. 6070/2017 (IV)

Date : 16-05-2024 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE VIKRAM NATH

HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH

For Appellant(s)

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Ms. Chubalemla Chang, Adv.

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Mr. Sanjeev Kumar, AOR

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Mr. Ashok Kumar Panigrahi, Adv.

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Mr. Rajul Shrivastav, Adv.

Mr. Anubhav Sharma, Adv.

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Ms. Indira Bhakar, Adv.

Mr. Vinayak Sharma, Adv.

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Mr. Raman Yadav, Adv.

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Ms. Anubha Agrawal, AOR

Mr. Gaurav Dhamma, A.A.G.

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Mr. Vsau Kalra, Adv.

Mr. Vasu Kalra, Adv.

Mr. Rohit Kumar, Adv.

Mr. Rohit Kuamr, Adv.

Mr. Gouvinda Choudhary, Adv.

Mr. Govinda Choudhary, Adv.

Mr. Ajay Pal, AOR

Mr. Mayank Dhiaya, Adv.

Ms. Sugandh Rathor, Adv.

Ms. Priyanka C, Adv.

Ms. Bhupinder, Adv.

Mr. Kuldeep Singh Kuchaliya, Adv.

Mr. Rohan Thawani, Adv.

Ms. Pooja Dhar, AOR

Ms. Aakriti Vikas, Adv.

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

A note running into five pages has been submitted by learned Attorney General with respect to review of the Works of Defence Act, 1903 (for short, 'WoDA'). The same is kept on record.

The said note is basically of the developments which are taking place in the meantime by the Committee constituted as recorded in the previous orders.

Today, a request has been made by learned Attorney General that as there is going to be a formation of new government in the month of June, 2024,

some reasonable time may be granted to new government to consider and finalize the provisions of WoDA, either by appropriate amendment(s) in the Act or by framing Rules, which may be in conformity with the constitutional mandates.

He further submits that insofar as individual cases of the appellant(s) with regard to their immediate problems are concerned, upon representations being made, the same would be considered expeditiously or within any reasonable time granted by this Court from the date of submission of the representation.

Considering the said submissions, we grant four months' time on the outer side to the respondent(s) to come up with their respective statutory provisions.

It is made clear that on the next date whatever material would be available before the Court, the Court will proceed to decide these cases on merits.

We further direct the appellant(s) to submit their representations to the Secretary, Ministry of Defence, which shall be considered and appropriate decision be taken on the said representation(s) in accordance to law within a period of two months from the date of receipt of such representation(s).

For the said purpose, the Secretary, Ministry of Defence, would be at liberty to call for records, get inspections and make such other inquiry, as may be required, from the concerned parties.

Let these matters be listed on 25.09.2024 on top of the Board before this Bench. If this Bench is not available on that day, a Special Bench may be constituted at 2:00 p.m. after obtaining due orders from Hon'ble the Chief Justice.

(NEETU KHAJURIA)
ASTT. REGISTRAR-cum-PS

(RANJANA SHAILEY)
COURT MASTER