

ITEM NO.105

COURT NO.9

SECTION XVII

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). 6893/2008

SHRUTI VIHAR MEMBERS WELFARE ASSOCIATION

Appellant(s)

VERSUS

SRI RAM HOUSING FINANCE AND INVESTMENT & ORS.

Respondent(s)

WITH

C.A. No. 6894/2008 (XVII)

Date : 24-01-2019 These appeals were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE UDAY UMESH LALIT
HON'BLE MS. JUSTICE INDIRA BANERJEE

For Appellant(s) Ms. Garima Prashad, AOR

For Respondent(s) Mr. V. Shekhar, Sr. Adv.
Mr. Rajeev Kumar Dubey, Adv.
Mr. Jitendra Tripathi, Adv.
Mr. Prithviraj Singh, Adv.
Mr. Shakti Pandey, Adv.
Mr. Kamlendra Mishra, AOR

Mr. Ravindra Kumar, AOR

Mr. Gopal Prasad, AOR (Not Present)

Mr. Bhakti Vardhan Singh, AOR

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

The learned counsel appearing for NOIDA authority submits that on and with effect from 11.07.1989, the land in question has been brought within the Industrial Development Area of NOIDA and as such, all issues pertaining to development have to be strictly in conformity with the Master Plan prepared by NOIDA. He further submits that part of the land in question was acquired by NOIDA through the State, while certain lands were subject matter of

ceiling proceedings and stood vested in the State as a result of such proceedings undertaken.

He further submits that all the lands which are part of Industrial Development Area of NOIDA have always to be developed strictly in conformity with the Master Plan and in no case, any area has been allowed to be developed by any private developer.

Let an affidavit to the aforesaid effect be filed by a competent person from NOIDA within three weeks from today.

Mr. Gopal Prasad, learned counsel, who has entered appearance on behalf of Respondent No. 1, shall also file an affidavit on record indicating if any plots have been sold by his client to any of the persons who had booked their plots with Respondent No. 1 - Society. He shall also indicate if such sales have been accepted by NOIDA and what is the present status regarding those plots.

Let the above affidavits be filed within three weeks from today.

List on 27.02.2019.

(JAYANT KUMAR ARORA)
COURT MASTER

(SUMAN JAIN)
BRANCH OFFICER