

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).14074/2006
(From the judgement and order dated 28/04/2006 in CWP No. 8106/2005 of
The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

M.D., H.S.I.D.C. AND ORS.

Petitioner(s)

VERSUS

M/S. HARI OM ENTERPRISES AND ANR.

Respondent(s)

With prayer for interim relief and office report)(For final disposal)
WITH SLP(C) NO. 16541 of 2006
(With prayer for interim relief and office report)(For final disposal)
SLP(C) NO. 16707 of 2006
(With prayer for interim relief and office report)(For final disposal)
SLP(C) NO. 16711 of 2006
(With appln. for directions and with prayer for interim relief and office
report)(For final disposal)
SLP(C) No. 19522/2006
(With appln. for permission to file additional documents and with prayer for
interim relief and office report)(For final disposal)
SLP(C) NO. 19833 of 2006
(With prayer for interim relief and office report)(For final disposal)
SLP(C) NO. 19916 of 2006
(With prayer for stay and with prayer for interim relief and office report)(For
final disposal)
SLP(C) NO. 19949 of 2006
(With appln for permission to file additional documents and with prayer for
interim relief and office report)(For final disposal)
SLP(C) NO. 20155/2006
(With prayer for interim relief and office report)(For final disposal)
SLP(C) NO. 20235 of 2006
(With prayer for interim relief and office report)(For final disposal)
SLP(C) NO. 17426/2006
(With prayer for interim relief and office report)(For final disposal)
SLP(C) NO. 18011 of 2006
(With prayer for interim relief and office report)(For final disposal)
SLP(C) NO. 2331 of 2007
(With appln. for C/delay in filing rejoinder affidvit and with pryer for interim
relief and office report)(For final disposal)
SLP(C) NO. 2702 of 2006
(With prayer for interim relief and office report)(For final disposal)
SLP(C) NO. 2343 of 2007
(With prayer for interim relief and office report)(For final disposal)
SLP(C) NO. 2891 of 2007
(With prayer for interim relief and office report)(For final disposal)

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Date: 20/02/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE V.S. SIRPURKAR

For Petitioner(s) Mr.A.Sharan,ASG

Mr. Ravindra Bana,Adv.

For Respondent(s)

Ms. Pinky Anand, Adv.

SLP-16541/2006

Mr.D.N.Goburdhun,Adv.

Mr.Rajesh Ranjan,Adv.

Ms. Shuruti Kakkar, Adv.

SLP-19522/2006

Mr. P.S. Patwalia, Sr.Adv.

Mr. Pawan S.Bindra,Adv.

Ms. Kavita Wadia,Adv.

Mr. Jaspal Singh, Sr. Adv.
Mr. Vipin Gogia, Adv.
Ms. Jaspreet Gogia, Adv.

Ms. Jyoti Mendiratta, Adv.

SLP No. 14074/2006 Mr. Mr. Puneet Bali, Adv.
Ms. Prabhjit Jauhar, Adv.
Mr. Hittan Nehra, Adv.
Mr. S. S. Jauhar, Adv.

SLP-19949/2006 Mr. Ajay Jain, Adv.
Mr. Jinendra Jain, Adv.
Ms. Garima Ailawadhi, Adv.
Mr. Ravi Shankar Garg, Adv.
Ms. Abha R. Sharma, Adv.
Ms. Aruna Singh, Adv.
Mr. Kamendra Misra, Adv.

Mr. Ajay Jain, Adv.
Mr. Jinendra Jain, Adv.
Mr. Ravi Shankar Garg, Adv.
Ms. Aruna Singh, Adv.
Ms. Garima Ahlawadi, Adv.
Ms. Anjali Sharma, Adv.,
Mr. Kamendra Mishra, Adv.

SLP-19916/2006 Mr. J. S. Narana, Adv.
Mrs. Santosh Singh, Adv.
Ms. Sharda Hooda, Adv.
Mr. Rekesh Mudgal, Adv.

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SLP-20155/2006 Mr. Ravindra Kumar Pandey, Adv.
Mr. Satya Mitra, Adv.
Mr. Sanjay Jain, Adv.

rr in Mr. Balwant Singh Malik, Sr. Adv.
SLP 2343/07 Mr. Shish Pal Laler, Adv.

Mr. Rajiv Dhawan, Sr. Adv.
Mr. Subromonium Prasad, Adv.
Ms. Varuna Bhandari Gugnani, Adv.
Mr. Rameshwar Prasad Goyal, Adv.

SLP(C) No. - Mr. Prasenjit Keswani, Adv.
2343/2007 Mr. S. K. Sharma, Adv.
Mr. Ajay Verma, Adv.
Mr. Gaurav Agrawal, Adv.

Mr. P. S. Patwalia, Sr. Adv.
Mr. Praveen Agrawal, Adv.
Mr. Gaurav Puri, Adv.

SLP-19833/2006, Mr. Prasenjit Keswani, Adv.
20235/2006, Mr. S. K. Sharma, Adv.
18011/2006 Mr. Ajay Verma, Adv.
Mr. Arun Kumar Beriwal, Adv.

Mr. Gaurav Bhatia, Adv.
Mr. Samir Ali Khan, Adv.
Mr. Abhishek Chaudhary, Adv.
Mr. Ajay Kumar Srivastav, Adv.

Ms.Sushma Manchanda, Adv.

Ms.Madhu Moolchandani,Adv.

UPON hearing counsel the Court made the following
ORDER

SLP(C) No.20155/2006

An offer submission was made by Mr. P.S. Patwalia, learned senior counsel appearing on behalf of the respondent that his client is ready and willing to accept the offer of the petitioner that fresh letter of allotment may be issued at the prevailing rate as on the date of the passing of the judgment of the High Court i.e. Rs.1800/- per sq. meter which having been accepted by Mr. A. Sharan, learned Additional Solicitor General appearing on behalf of the petitioner, we direct that the Special Leave Petition be

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disposed of on the afore-mentioned terms.

It is accepted at the Bar that consequent upon issuance of fresh letter allotment, the respondent would be getting three years time to complete the construction project and commence the production of goods within a period of five years. He will, furthermore be liable to pay all the dues within the aforementioned period subject to all adjustments of payments made by him in favour of the petitioner.

SLP(C) No. 16707/2006

An offer submission was made by Mr. P.S. Patwalia, learned senior counsel appearing on behalf of the respondent that his client is ready and willing to accept the offer of the petitioner that fresh letter of allotment may be issued at the prevailing rate as on the date of the passing of the judgment of the High Court i.e. Rs.4,000/- per sq. meter which having been accepted by Mr. A. Sharan, learned Additional Solicitor General appearing on behalf of the petitioner, we direct that the Special Leave Petition be disposed of on the afore-mentioned terms.

It is accepted at the Bar that consequent upon issuance of fresh letter allotment, the respondent would be getting three years time to complete the construction project and commence the production of goods within a period of five years. He will, furthermore be liable to pay all the dues within the aforementioned period subject to all

adjustments of payments made by him in favour of the petitioner.

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SLP(C)No. 19522/2006

An offer submission was made by Mr. P.S. Patwalia, learned senior counsel appearing on behalf of the respondent that his client is ready and willing to accept the offer of the petitioner that fresh letter of allotment may be issued at the prevailing rate as on the date of the passing of the judgment of the High Court i.e. Rs.12,500/- per sq. meter which having been accepted by Mr. A. Sharan, learned Additional Solicitor General appearing on behalf of the petitioner, we direct that the Special Leave Petition be disposed of on the aforementioned terms.

It is accepted at the Bar that consequent upon issuance of fresh letter allotment, the respondent would be getting three years time to complete the construction project and commence the production of goods within a period of five years. He will, furthermore be liable to pay all the dues within the aforementioned period subject to all adjustments of payments made by him in favour of the petitioner.

It is stated by Mr. A. Sharan, learned ASG that the possession shall be handed over on 17.3.2008.

After hearing learned counsel for the parties, the Court reserved its judgment in rest of the matters.

(Ganga Thakur) [Meenu Sethi] [Pushap Lata Bhardwaj]
PS to Registrar Court Master Court Master