

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. 16708 of 2006
(With appln for stay and 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. 16893 of 2006
(With prayer for interim relief and office report)(For final disposal)
SLP(C) NO. 17426 of 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. 18080 of 2006
(With prayer for interim relief and office report)(For final disposal)
SLP(C) NO. 19522 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. 19695 of 2006
(With prayer for interim relief)(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 appln. 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 addl.documents and prayer for interim relief
and office report)(For final disposal)
SLP(C) NO. 20155 of 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. 2331 of 2007
(With appln.for c/delay in filing rejoinder affidavit and 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)

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SLP(C) NO. 2702 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)

Date: 19/02/2008 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) Mr. Paramjit Singh Patwalia,Sr.Adv.
SLP-19695/2006 Mrs.Neelam Kalsi, Adv.
Mr.Vimal Chandra S.Dave,Adv.

SLP-16541/2006 Ms. Pinky Anand, Adv.
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(C) No.16708/06, Mr. Puneet Bali, Adv.
14074/2006 Ms.Prabhjit Jauhar, Adv.
Mr. Hittan Nehra, Adv.
Mr. S.S. Jauhar,Adv.

SLP-19949/2006 Mr. Jinendra Jain, Adv.
Mr.Ravi Shankar Garg,Adv.
Ms.Aruna Singh, Adv.
Ms. Garima Ahlawadi, Adv.
Ms. Anjali Sharma,Adv.
Ms.Abha R. Sharma, 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.Kamlendra Mishra, Adv.

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

SLP-20155/200 Mr.Ravindra Kumar Pandey, Adv.
Mr. Satya Mitra, Adv.

rr in Mr. Balwant Singh Malik, Sr.Adv.
SLP-16708/06, Mr.Shish Pal Laler,Adv.
2343/07

SLP-18080/06 Mr.Rajiv Dhawan,Sr.Adv.
Mr.Subromonium Prasad,Adv.
Ms.Varuna Bhandari Gugnani,Adv.
Mr.Rameshwar Prasad Goyal,Adv.

SLP(C) Nos.- Mr.S.K.Sharma,Adv.
19833/06,20235/06, Mr. Prasenjit Keswani,Adv.
18011/2006,2343/2007 Mr.Ajay Sangwan,Adv.
Mr.Ajay Verma,Adv.

Mr. Praveen Agrawal, Adv.

Mr. Arun Kumar Beriwal, Adv.

Mr. Abhishek Chaudhary, Adv.

Ms. Sushma Manchanda, Adv.

Ms. Madhu Moolchandani, Adv.

UPON hearing counsel the Court made the following
ORDER

SLP(C) No. 18080/2006

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.

SLP(C) No. 19695/2006

Mr. A. Sharan, learned ASG states that the matter has been compromised between the parties outside the Court and the respondent has paid the entire amount as per the terms incorporated in the terms of settlement arrived at by and between the parties. An application for withdrawal of the said SLP is being filed.

This Special Leave Petition is dismissed as withdrawn in terms of the said memo of settlement.

SLP(C) No. 16893/2006

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.

SLP(C) No. 16708/2006

After hearing learned counsel for the parties, the Court reserved its judgment.

List rest of the matters as part-heard on 20.1.2008.

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