

ITEM NO.103

COURT NO.3

SECTION XVI

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). 11363/2011

NEW MARKET PMC STALL HOLDERS ASSN.

Appellant(s)

VERSUS

PATNA MUN.CORP. & ANR.

Respondent(s)

(IA No. 184737/2025 - APPROPRIATE ORDERS/DIRECTIONS IA No. 130684/2022 - EXEMPTION FROM FILING O.T. IA No. 279525/2025 - EXEMPTION FROM FILING O.T. IA No. 279524/2025 - EXTENSION OF TIME IA No. 130681/2022 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ ANNEXURES)

WITH

C.A. No. 11364/2011 (XVI)

IA No. 1/2010 - CONDONATION OF DELAY IN FILING

Date : 12-03-2026 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE J.K. MAHESHWARI
HON'BLE MR. JUSTICE ATUL S. CHANDURKAR

For Appellant(s) : Mr. Gaurav Agarwal, Sr. Adv.
Mr. C. George Thomas, AOR

Mr. Yashraj Singh Deora, Sr. Adv.
Mr. Harshvardhan Jha, Adv.
Mrs. Yugandhara Pawar Jha, AOR
Ms. Shruti Sharma, Adv.
Mr. Aman Pathak, Adv.

**For Respondent(s) :Mr. Neeraj Shekhar, AOR
Mr. Rajesh Maurya, Adv.
Mrs. Kshama Sharma, Adv.
Mr. Rajat Singh Chandel, Adv.
Ms. Avi Sahai, Adv.
Mr. Ujjwal Ashutosh, Adv.**

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

1. Apropos the orders dated 03.04.2025 and 07.08.2025, learned senior counsel Mr. Gaurav Agarwal submits that out of 101 shopkeepers, 95 shopkeeper have deposited a sum of Rs.2.23 crores and the remaining 5-6 shopkeepers have not yet deposited. It is urged that the possibility of not running the shops or they may not be available may be there. However, granting liberty of four weeks to deposit the said amount by the remaining, the issue of standard rent may be directed to be decided by the competent authority within a reasonable time.

2. Mr. Yashraj Singh Deora, learned senior counsel submits that out of total 72 shopkeepers, 48 shopkeepers have deposited an amount of Rs.66.20 lakhs (@ Rs.1.5 lakh per shopkeeper). Some of the shopkeepers have not deposited the amount. It is urged that the possibility of not running the shops or they may not be available may be there. However, granting liberty of four weeks to deposit the said amount by the remaining, the issue of standard rent may be directed to be decided by the competent authority within a reasonable time.

3. Having considered the submissions as made before us, we grant four weeks further time to deposit the amount. In this view of the matter, we directed that the Sub Divisional Officer shall decide the issue of standard rent within a period of eight weeks.

4. The petitioners, if they wish to deposit further amount, they are permitted to deposit within four weeks. We make it clear that in case the amount is not deposit by some of the shopkeepers, details thereof be filed by the Corporation. On the basis of the same, this Court may issue a direction for their eviction and dispossession.

4. The order of standard rent, if passed by the SDO be placed on record on the next date.

5. List on 11.05.2026 for directions.

(GULSHAN KUMAR ARORA)
DEPUTY REGISTRAR

(NAND KISHOR)
ASSISTANT REGISTRAR