

&

SLP(C)No. 18864 OF 2000
ITEM No.24

Court No.10

SECTION XIV

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.18864/2000

(From the judgement and order dated 21/07/2000 in CWP 851/90
of The HIGH COURT OF DELHI AT N. DELHI)

JAL MAL KARAMCHARI CO-OP.G.H.SOCIETY LTD

Petitioner (s)

VERSUS

MUNICIPAL CORPORATION OF DELHI & ORS.

Respondent (s)

(With Appln(s). for permission to place addl. documents on record &
with prayer for interim relief)

Date : 20/04/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.B. SHAH
HON'BLE MR. JUSTICE S.N. VARIAVA

For Petitioner (s) Mr. Rajinder Sachar, Sr. Adv.
Mr. RR Chandrachud, Adv.
Mr. Sanjay Parikh, Adv.

For Respondent (s) Mr. Soli J Sorabjee, Attorney General
Mr. Harish Singhvi, Adv.
Mr. SC Tripathy, Adv.

for MCD Mrs. Indra Sawhney, Adv.

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

...L.....I.....T.....T.....T.....T.....T.....T.....T.....T.....J
.SP2

Heard learned counsel for the parties.

In our view, the question invovled in this matter is
already decided by this Court in B.S. Khurana and others vs.@@

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Municipal Corporation of Delhi and others reported in 2000 (7)@@

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SCC 679 and, hence, this petition is dismissed.

After hearing the matter we adjourned the matter so as to
enable us to peruse the original record as at page 100 of the
Special Leave Petition which is stated as under :-

..2/-

.....L.....T.....T.....T.....T.....T.....T.....T.....J
.SP1

Resolution No.90 dated 21-6-1971 of Corporation &
725 dt.26-3-71 of the Committee.

The Commissioner
M.C.D. Delhi.

...L.....I.....T.....T.....T.....T.....T.....T.....T.....J
.SP2

After referred to the record, it is apparent that no such endorsement is made by the Commissioner of M.C.D. The same is not even denied by the respondent. For producing such incorrect document instead of taking any legal action against the petitioner, we direct the petitioner to pay a cost of Rs.20,000/- (rupees twenty thousand only) to respondent No.2 within a period of one month from today.

.SP1

(D.L. Chugh)
Court Master

(K.K. Chadha)
Court Master