

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

CIVIL APPEAL NO.5168 OF 2000

SANCHAYANI SAVINGS INVESTMENT(I) LTD. & ORS.

Appellant (s)

VERSUS

STATE OF WEST BENGAL & ORS.

Respondent(s)

(With appln(s) for directions, intervention, impleading party, permission to submit additional documents, clarification/ modification of Court's order and exemption from filing O.T.)

- Item No.1 of the 17th Status Report
- Item No.4(a) of the 17th Status Report
- Item No.4(b) of the 17th Status Report
- Item No.4(c) of the 17th Status Report
- Item No.5 of the 17th Status Report
- Item No.6(a) of the 17th Status Report
- Item No.6(b) of the 17th Status Report
- Item No.6(c) of the 17th Status Report
- Item No.6(d) of the 17th Status Report
- Item No.6(e) of the 17th Status Report
- Item No.7 of the 17th Status Report
- 18th Status Report
- 19th Status Report
- 20th Status Report
- 21st Status Report
- 22nd Status Report
- 23rd Status Report
- 24th Status Report
- 25th Status Report

With Cont. Pet. (C) No.389/2004 in Civil Appeal No.5168/2000
(With appln.(s) for permission to submit additional documents and office report)

I.A. No.79 in Civil Appeal No.5168 of 2000
(I.A. No.79 : In respect of Indo-Pacific Entertainment Ltd.)

Date: 02/09/2008 These Matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL
HON'BLE MR. JUSTICE HARJIT SINGH BEDI
HON'BLE MR. JUSTICE G.S. SINGHVI

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For Appellant(s) Mr. Anoop G. Chaudhary, Sr. Adv.
In CA 5168/2000: Ms. June Chaudhari, Sr. Adv.
 Mr. Ashish Sethi, Adv.
 Mr. Ugra Shankar Prasad, Adv.

In Cont. Pet.: Mr. Sanjay Bansal, Adv.
 Mr. G.K. Bansal, Adv.

For Respondent(s) Mr. Deba Prasad Mukherjee, Adv.

Mr. Rana Mukherjee, Adv.
Mr. Siddharth Gautam, Adv.
Mr. Goodwill Indeevar, Adv.

Mr. D. Mahesh Babu, Adv.

Mr. Ramesh Babu M.R., Adv.
Ms. Manisha Singh Nair, Adv.
Mr. Srinjoy Banerjee, Adv.
Ms. Swati Setia, Adv.

Mr. G.K. Bansal, Adv.
Mr. Sanjay Bansal, Adv.

Ms. Indra Sawhney, Adv.

Mr. S.N. Bhat, Adv.

Mr. Abhish Kumar, Adv.

Mr. Ajit Kumar Pande, Adv.

Mr. Prashant Kumar, Adv.

Mr. Mukesh K. Giri, Adv.

Mr. M.D. Adkar, Adv.
Mr. Vishwajit Singh, Adv.

Mr. Mohd. Shahid Hussain, Adv.
Mr. Varinder Kumar Sharma, Adv.

Mr. Ashiesh Kumar, Adv.

Mr. Rajesh Srivastava, Adv.

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Mr. Ajay Choudhary, Adv.

Ms. Indu Malhotra, Sr. Adv.
Mr. S.G. Kale, Adv.
Ms. A. Sumathi, Adv.
Mr. Kashi Vishweshwar, Adv.

Mr. A.N. Bardiyar, Adv.

Mr. B.B. Sawhney, Sr. Adv.
Mr. C.K. Sasi, Adv.

Mr. G.S. Chatterjee, Adv.

M/s. Suresh A. Shroff & Co., Adv.

Mr. B.S. Banthia, Adv.
Mr. Vikas Upadhyay, Adv.

Mr. Arun K. Sinha, Adv.

Mr. C.L. Sahu, Adv.

Mr. Ugra Shankar Prasad, Adv.

Mr. P.V. Dinesh, Adv.

Mr. Shekhar Naphade, Sr. Adv.
Mr. Shivaji M. Jadhav, Adv.
Mr. Rahul Joshi, Av.
Mr. Brijkishor Sah, Adv.

Mr. V.N. Raghupathy, Adv.

Mr. Harish Dangre, Adv.
Mr. Gaurav Agrawal, Adv.

Mr. Lakshmi Raman Singh, Adv.

Ms. Sharmila Upadhyay, Adv.

Mr. Pijush K. Roy, Adv.
Mr. S.K. Verma, Adv.

Mr. Venkateswara Rao Anumolu, Adv.

Ms. Nanita Sharma, Adv.

Mr. Shekhar Naphade, Sr. Adv.
Mr. Manish Pitale, Adv.
Mr. Indranil Damle, Adv.
Mr. C.S. Ashri, Adv.

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Ms. Suruchi Aggarwal, Adv.

Mr. M.P. Vinod, Adv.

Mr. Pranab Kumar Mullick, Adv.

Mr. Sanjay Jain, Adv.

Mr. Chiraranjan Addy, Adv.

Mr. Pravin Kumar, Adv.

Mr. Bhaskar Gupta, Sr. Adv.
Mr. Aggarwal, Sr. Adv.
Mr. Awani Rai, Adv.
Mr. Rauf Rahim, Adv.

Mr. Manish Pitale, Adv.
Mr. C.S. Ashri, Adv.

Mr. Rajeev Ranjan Rajesh
Mr. Pavan Kumar, Adv.

Mr. S.T. Madhani, Adv.
Mr. Manish Pitale, Adv.
Mr. R.K. Sharma, Adv.

Mr. T.S. Doabia, Sr. Adv.
Ms. Rekha Pandey, Adv.
Mr. S.W.A. Qadri, Adv.
Mr. D.S. Mahra, Adv.

Mr. Anoop G. Chaudhary, Sr. Adv.
Mr. Harish Dangre, Adv.
Mr. Manish Pitale, Adv.
Ms. Abha R. Sharma, Adv.

Mr. D.N. Goburdhun, Adv.
Ms. Pinky Anand, Adv.
Ms. Geeta Luthra, Adv.

Mr. Ranjan Mukherjee, Adv.

Mr. Manish Pitale, Adv.
Mr. Rakesh K. Sharma, Adv.

Mr. Dip Narayan Mitra,Adv.

Mr. Shivaji M. Jadhav,Adv.

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Mr. S. Balaji,Adv.
Mr. Junaid Shabwany,Adv.
Mr. S.R. Sharma,Adv.
Ms. Madhusmita Bora,Adv.
Mr. R.P. Singh,Adv.

Mr. V.A. Mohta,Sr.Adv.
Mr. R.O. Chhabra,Adv.
Mr. A.K. Shande,Adv.
Mr. P. Gedam,Adv.
Ms. Vibha Datta Makhija, Adv.

Ms. Anagha S. Desai,Adv.

Mr. Colin Gonsalves,Sr.Adv.
Ms. Jayshree Satpute,Adv.
Ms. Jyoti Mendiratta,Adv.

UPON hearing counsel the Court made the following
ORDER

25TH STATUS REPORT

Learned counsel appearing on behalf of the Developer stated that an amendment should be made in the draft sale deed to the effect that according to the Developer, on the date of handing over possession in the year 1999, there was no encumbrance. All the parties agreed that the amendment should be incorporated in the draft deed.

Let the deed be executed and registered by 30 th September, 2008.

ITEM NO.1:

It has been stated by the Special Officer that the claim lodged by the Developer is still pending before him.

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ITEM NO.2:

Let the Special Officer file all the relevant documents along with an affidavit.

ITEM NO.3:

It has been stated that in spite of direction of this Court's order dated 11th February, 2005, though the Special Officer applied for certified copies of sale deeds, but Sub-Registrar-3, Asaf Ali Road, New Delhi, has not delivered certified copies thereof to the Special Officer. The said Sub-Registrar is directed to appear before this Court on 4 th September, 2008.

Let this order be communicated by the Registry to the concerned person by Fax as well as Telephone.

ITEM NO.4:

It has been stated in the report that two more persons, namely, S.D. Belekar for Flat No.D-306 and Avinash Ambaskar for Flat No.C-403 have also paid full consideration for their respective flats; as such, they are directed to produce Agreement to Sell, original money receipts, letter of possession etc. to the Special Officer to enable him to execute sale deed on behalf of the owners M/s. Indra Prastha Griha Nirman Sahakari Sanstha and SSIL within five weeks.

I.A. NOS.83-84 TO 91-92:

Place the interlocutory applications on 4th September, 2008.

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I.A. NO.78 OF 2008:

Two weeks' time is allowed to the Special Officer to file reply to the rejoinder affidavit.

Place the matter thereafter.

I.A. NO.74 OF 2008:

Four weeks' time is allowed to file rejoinder affidavit.

Place the matter thereafter.

I.A. NO.49 OF 2008:

Four weeks' time is allowed to file reply.

Place the matter thereafter.

[T.I. Rajput]
A.R.-cum-P.S.

[Alka Dudeja]
Court Master

[Om Prakash]
Court Master