

ITEM NO.56

COURT NO.7

SECTION XVII

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

Civil Appeal No(s). 6923/2021

RG LUXURY HOMEBUYERS ASSOCIATION (REGD.)

Appellant(s)

VERSUS

RAJESH GOYAL & ORS.

Respondent(s)

IA No. 92541/2023 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 112647/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT
IA No. 164916/2023 - INTERVENTION/IMPLEADMENT
IA No. 60679/2023 - INTERVENTION/IMPLEADMENT
IA No. 33437/2022 - INTERVENTION/IMPLEADMENT
IA No. 18603/2022 - INTERVENTION/IMPLEADMENT
IA No. 1607/2022 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES
IA No. 112645/2021 - STAY APPLICATION)

Date : 23-02-2024 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE UJJAL BHUYAN

For Appellant(s) Mr. M L Lahoty, Sr. Adv.
Mr. Himanshu Shekhar, AOR
Mr. Paban Kumar Sharma, Adv.
Mr. Anchit Sripat, Adv.
Mr. Pranab Kumar Nayak, Adv.
Mr. Arvind Kumar, Adv.

For Respondent(s) Mr. Paramjit Singh Patwalia, Sr. Adv.
Mr. Rohit K. Singh, AOR
Mr. Saurabh Jain, Adv.
Mr. Prayag Jain, Adv.
Mr. Aashish Sethi, Adv.

Mr. Siddharth Dave, Sr. Adv.
Mr. Abhindra Maheshwari, Adv.
Mr. Kumar Mihir, AOR

Mr. Ravindra Kumar, Sr. Adv.
Mr. Binay Kumar Das, AOR
Mr. Vipin Kumar Saxena, Adv.
Ms. Priyanka Das, Adv.
Ms. Neha Das, Adv.
Mr. Shivam Saxena, Adv.

Mr. Rudreshwar Singh, Adv.
Mrs. Divya Singh, Adv.
Mr. Kaushik Poddar, AOR
Ms. Isha Singh, Adv.
Mr. Kumar Saurav, Adv.

Ms. Usha Nandini V., AOR

Mr. Chand Qureshi, AOR
Mr. Mohammad Usman Siddiqui, Adv.
Mrs. Aisha Siddiqui, Adv.
Ms. Sakeena Quidwai, Adv.
Dr. P.B. Reddy, Adv.
Ms. Patnam Shyala, Adv.
Ms. C.S. Hema, Adv.
Mr. Chandan Kumar Mandal, Adv.

Mr. Vedant Singh, AOR

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

It is not in dispute that as regards the Towers A, B, C and M and the nursery school, full occupancy certificate has been issued by the Planning Authority(Greater Noida Industrial Development Authority) on 06.02.2024. A copy of the certificate is placed on record along with an affidavit of the first respondent dated 19.02.2024. The Interim Resolution Professional('IRP') shall issue an intimation/demand in writing to the homebuyers in respect of these four towers specifying the balance amounts required to be paid by them.

The learned senior counsel representing the IRP and the first respondent make a statement that if the amounts are paid by the homebuyers pursuant to the demand as aforesaid within a period of 45 days from the date of receipt of the demand, the possession of the respective apartments/premises will be immediately handed over to the concerned homebuyers.

The learned senior counsel representing a group of homebuyers submits that this Court should adjudicate, at this stage, on the exact amount payable by the homebuyers. That issue will have to be raised by the concerned homebuyers, who are not willing to pay the amount as demanded.

The learned senior counsel appearing for the first respondent states that Towers D, E and F will be completed in all respects by 30.06.2024. He also states that on the subsequent date, he will apprise the Court of the progress made in the construction of Towers G and H.

For reporting compliance regarding delivery of possession to the homebuyers in respect of the said four Towers, list on 13.05.2024.

(POOJA SHARMA)
COURT MASTER (SH)

(AVGV RAMU)
COURT MASTER (NSH)