

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

RECORD OF PROCEEDINGS

I.A. No. 3 in CIVIL APPEAL NO(s). 2424 OF 2002

DELHI DEVELOPMENT AUTHORITY

Appellant (s)

VERSUS

M/S. R.S. SHARMA & CO., NEW DELHI

Respondent(s)

(For directions and office report)

Date: 23/02/2007 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.P. SINGH

HON'BLE MR. JUSTICE H.S. BEDI

For Appellant(s)

Ms. Nisha Bagchi, Adv.

Ms. Indu Malhotra, Adv.

For Respondent(s)

Mr. Shyam Divan, Sr. Adv.

Mr. U.A. Rana, Adv.

Mr. Arvind Kumar, Adv.

for M/s. Gagrat & Co., Adv.

UPON hearing counsel the Court made the following

O R D E R

We have heard counsel for the parties.

There has been an inordinate delay in the disposal of this appeal and,

therefore, interest has added up and the amount that may be payable to the

respondent, as of date, would be in excess of Rs.1 crore. Counsel for the respondent

submits this amount should be deposited in this Court and paid over to the

respondent on its furnishing bank guarantee. However, in view of the fact that the

stay was granted in this matter after hearing both the parties, we do not find any

reason to modify that order. However, we direct the appellant to file an undertaking

that in case the appeal is dismissed or partly allowed and any amount is found

payable to the respondent, the same shall be paid to the respondent without demur

within a period of six weeks from the date of disposal of the appeal. Such an

undertaking shall be filed within 15 days from today.

The application for directions stands disposed of.

(Ajay Kr. Jain)
(Vijay Dhawan)

Court Master
Court Master