

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

CIVIL APPEAL NO.5712 OF 2002

GARG WOOLLEN PVT.LTD.

Appellant (s)

VERSUS

STATE OF U.P. & ORS

Respondent(s)

With Civil Appeal No.5713 of 2002
(With office report)

Date: 15/04/2009 These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL
HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE H.L. DATTU

For Appellant(s) Mr. S.B. Sanyal, Sr. Adv.
Mr. M.N. Krishnamani, Sr. Adv.
Mr. Anil Karnwal, Adv.
Mr. S. Udaya Kumar Sagar, Adv.
Mr. S.S. Pillania, Adv.

For Respondent(s) Mr. Shrish Kumar Misra, Adv.
Ms. Rachana Srivastava, Adv.
Mr. Mohd. Noorullah, Adv.
Ms. Himani Jadoun, Adv.
Ms. Vandana Mishra, Adv.
Mr. G.V. Rao, Adv.
for Mr. Kamlendra Mishra, Adv.

UPON hearing counsel the Court made the following
ORDER

Heard learned counsel for the parties.

The civil appeals are disposed of.

...2/-

-2-

It is made clear that in case within the aforesaid period of nine months payment is not made by the appellants, the appeals shall stand dismissed without further reference to the court and the respondents shall be entitled to take possession of the land from the appellants forthwith.

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

[Savita Sainani]
Court Master

[Signed order is placed on the file]
IN THE SUPREME COURT OF INDIA

60 years."

Learned counsel for the appellants stated that their clients are agreeable to accept the allotments at the rates specified in the above reproduced paragraphs 4 and 5 of the counter affidavits. They, however, made a request that nine months' time may be allowed to their clients for making payment of the entire amount. In our view, the prayer made on behalf of the appellants is reasonable and merits acceptance. Accordingly, the appellants are allowed nine

...2/-

-3-

months' time from today for making payment in terms of paragraphs 4 and 5 of the counter affidavit subject to their filing undertaking to this effect within four weeks from today.

The civil appeals are, accordingly, disposed of.

It is made clear that in case within the aforesaid period of nine months payment is not made by the appellants, the appeals shall stand dismissed without further reference to the court and the respondents shall be entitled to take possession of the land from the appellants forthwith.

.....J.
[B.N. AGRAWAL]

.....J.
[G.S. SINGHVI]

.....J.
[H.L. DATTU]

New Delhi,
April 15, 2009.