

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 10215 OF 2010

MADAN LAL ARORA (D) THROUGH LRS. Appellant(s)

VERSUS

PUNJAB URBAN PLANNING DEVELOPMENT AUTHORITY Respondent(s)

O R D E R

We have heard the learned counsel for the parties.

Application seeking setting aside abatement is allowed. Delay in filing the application for substitution is condoned and the application for substitution is allowed.

A perusal of the photocopy of the original application submitted by the applicant now represented by the appellants, shows that the predecessor-in-interest of the appellant has tick-marked the category of Gallantry Award Winners from Defence Services and Forces, though no proof of the fact that he belongs to Gallantry Award Winner category was attached.

Mr. Bakshi, learned counsel for the respondents points out that the draw of lots was conducted on the basis of the application submitted. Thus, there was no scrutiny of documents as per the conditions in the Brochure issued at that time.

We find that the allotment was made on the basis of the box tick-marked by the applicant. The applicant is not admittedly a Gallantry Award Winner. Therefore, the allotment letter will not confer any enforceable right to seek allotment of a plot meant for the Gallantry Award Winners of the Defence Forces.

Thus, we find no ground to interfere with the impugned order passed by the National Consumer Disputes Redressal Commission. The Civil Appeal is, accordingly, dismissed.

.....J.
[HEMANT GUPTA]

.....J.
[V. RAMASUBRAMANIAN]

New Delhi;
OCTOBER 21, 2021.

ITEM NO.102

COURT NO.11

SECTION XVII-A

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

Civil Appeal No(s). 10215/2010

MADAN LAL ARORA(D) THROUGH LRS.

Appellant(s)

VERSUS

PUNJAB URBAN PLANNING DEVELOPMENT AUTHORITY

Respondent(s)

Date : 21-10-2021 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE HEMANT GUPTA
HON'BLE MR. JUSTICE V. RAMASUBRAMANIAN

For Appellant(s) Mr. Dinesh Kothari, Adv.
Mr. Gopal Singh Chauhan, Adv.
Mr. K. K. Mohan, AOR

For Respondent(s) Mr. Naresh Bakshi, AOR

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

The Civil Appeal is dismissed in terms of the signed order.

Pending interlocutory application(s), if any, is/are disposed
of.

(JAYANT KUMAR ARORA)
COURT MASTER

(RENU BALA GAMBHIR)
COURT MASTER

(Signed order is placed on the file)