

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

I.A. NOS.65-66 IN TRANSFER PETITION (C) NOS.438 & 440 OF 2008  
IN TRANSFER PETITION (C) NOS.435-444 OF 2008

STATE OF U.P.& ANR.ETC.ETC.

Petitioner(s)

VERSUS

GOMTI NAGAR JAN KALYAN MAHA SAMITI & ANR. ETC.ETC.Respondent(s)

(For Directions)

Date: 08/09/2009 These Matters were mentioned today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL  
HON'BLE MR. JUSTICE AFTAB ALAM

For Petitioner(s)

Mr. Satish Chandra Mishra,Sr.Adv.  
Mr. Shail Kumar Dwivedi,AAG.  
Mr. Gunnam Venkateswara Rao,Adv.  
Mr. Kapil Mishra,adv.  
Mr. Manoj Kumar Dwivedi,Adv.  
Ms. Vandana Mishra,Adv.  
Mr. Ashutosh Kumar Sharma,Adv.

For Applicant/  
Respondent(s)

Dr. A.M. Singhvi,Sr.Adv.  
Mr. M.C. Dhingra,Adv.  
  
Mr. Abhishek Chaudhary,Adv.  
  
Ms. Rekha Pandey,Adv.  
  
Mr. Shiv Prakash Pandey,Adv.  
  
Dr. A.M. Singhvi,Sr.Adv.  
Mr. Gaurav Bhatia,Adv.  
Mr. Aditya Singh,Adv.  
Mr. Sunny Choudhary,Adv.  
Mr. C.D. Singh,Adv.

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

I.A. Nos.65-66:

Taken on Board.

Heard Dr. A.M. Singhvi, learned counsel  
appearing on behalf of the applicant, and Mr. S.C.  
Mishra, learned counsel appearing on behalf of the  
State of Uttar Pradesh.

Hearing of the interlocutory applications  
was taken up at 2.00 p.m. Dr. A.M. Singhvi,  
learned counsel, concluded his arguments;

thereafter Mr. S.C. Mishra was on his legs and was yet to conclude his arguments when the court had to rise for the day.

Having heard learned counsel appearing on behalf of the parties, we expressed the opinion that, till such time as the matter is further heard, it is a fit case for grant of interim relief. On this, Mr. S.C. Mishra stated, at the Bar, that the State of Uttar Pradesh undertakes not to make any further construction over the properties, which are the subject-matter of the writ petitions pending before the Allahabad High Court. In view of this undertaking given by Mr. Mishra on behalf of the State of Uttar Pradesh, it is not necessary for the present to pass any formal order of injunction in these cases.

The State of Uttar Pradesh is granted time till 24th September, 2009, to prepare its further reply to these interlocutory applications and serve a copy thereof, by that date, upon learned counsel appearing on behalf of the applicant. Rejoinder affidavit, if any, may be prepared and a copy thereof be served upon the learned counsel appearing on behalf of the State of Uttar Pradesh by 27th September, 2009.

Place the interlocutory applications on 29th September, 2009, for further hearing.

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

[ Savita Sainani ]  
Court Master