

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

Petition(s) for Special Leave to Appeal (Civil) No(s).892/2008

(From the judgement and order dated 13/08/2007 in LPA No.137/2007
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

PUNJAB URBAN PLANNING & DEVT.AUTHORITY

Petitioner(s)

VERSUS

SUKHBIR SINGH & ANR.

Respondent(s)

Date: 25/11/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s) Mr. P.S Narasimha, Sr. Adv.
Ms. Naresh Bakshi, Adv.

For Respondent(s) Mr. P.S. Patwalia, Sr. Adv.
Mr. A.Venayagam Balan, Adv.
Mr. Arvind Nayar, Adv.

R-2 & 3 Mr. Bhupender S. Khosla, Adv.
Mr. Ranjit Kapoor, Adv.
Ms. Sonia Kapoor, Adv.
Mr. S.N. Mehrotra, Adv.
Mr. Asim, Adv. for
Mr. Ajay Pal, Adv

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

Heard Mr. P.S. Narasimha, learned senior counsel for
the petitioner and Mr. P.S. Patwalia, learned senior counsel
for the first respondent.

Two facts are stated in the counter-affidavit filed

by the first respondent namely; (1) that the petitioner,
vide its letter dated February 19, 2004, restored the
allotment of the plot in question to the first respondent
with immediately effect and (2) that the first respondent
has deposited the balance due amount with the petitioner on
March 22 and 24, 2004.

These facts have not been disputed as no rejoinder
has been filed by the petitioner.

Having regard to the above facts, we are satisfied that no interference is called for in the impugned order in our jurisdiction under Article 136 of the Constitution.

Special Leave Petition is dismissed. Question of law is kept open to be considered in an appropriate case.

At this stage, Mr. P.S. Narasimha submits that the entire due amount of the subject plot has not been paid by the first respondent. If that be so, we direct the first respondent to make the balance payment to the petitioner, if not made so far, within four weeks from today.

(Pardeep Kumar)
Court Master

(Renu Diwan)
Court Master