

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. 2447-2448 in IA No. 22 in
in
WRIT PETITION (CIVIL) NO(s). 4677 OF 1985

M.C.MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

[for impleadment and for seeking order directing the Monitoring
Committee not to seal the properties of the applicant)

AND

I.A. Nos. 2474-2475 IN IA NO. 22 IN WP(C) NO. 4677/1985
[for impleadment and directions on behalf of M/s. Jhankar Banquet)

I.A. No. 2476 in W.P.(C) No. 4677/1985
(for impleadment on behalf of Asiad Village)

AND

I.A. Nos. 2468-2469 IN IA NO. 22 IN WP(C) NO. 4677 /1985
[for impleadment and directions on behalf of M/s Empire Coal Company)

AND

I.A. No. 2391 IN IA NO. 2287 IN WP(C) NO. 4677 /1985
[for directions on behalf of Vijay Gupta)

AND

I.A. No. 2194 IN IA NO. 22 IN WP(C) NO. 4677 /1985
[for impleadment and directions)

AND

I.A. Nos. 2316-17 in IA No. 22 in WP(C) No. 4677/1985
(For intervention and direction on behalf of Gurdeep Singh)

AND

I.A. No. 2470, 2187, 2204 in IA No. 22 in WP(C) No. 4677/1985
(for impleadment and directions on behalf of Vansh Properties)

AND

I.A. No. 2471, 2178, 2179 in I.A. 22 in WP(C) No. 4677/1985
[For stay and directions on behalf of Banarasi Chandiwala Sewa
Samarak Trust Society)

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AND

I.A. No. 2456-2457 in I.A. No. 22 in WP(C) No. 4677/1985
(for intervention and directions on behalf of Sudhir Bardyar)

AND

I.A. No. 2442 in I.A. Nos. 2360-2361 in I.A. No. 22 in WP(C) No.
4677/1985 (For restoration on behalf of Jaimuddin & Anr.)

AND

I.A. No. 2477-2478 in I.A. No. 22 in WP(C) No. 4677/1985
(for impleadment and directions on behalf of Bhogal Viapar Mandal)

Date: 09/09/2010 These I.As. were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.S. SIRPURKAR
HON'BLE MR. JUSTICE P. SATHASIVAM
HON'BLE MR. JUSTICE G.S. SINGHVI

For Petitioner(s) Mr. Ranjit Kumar, Sr. Adv. (A.C.)

For Respondent(s) Mr. M.C. Mehta, Adv. (not present)

In 2391 Mr. Mukul Rohtagi, Sr. Adv.
Mr. Rajiv K.Garg, A dv.
Mr. Ashish Garg, Adv.
Mr. A.D.N.Rao, Adv.
Mr. Goodwill Indeevar, Adv.

in IA 2476 Mr. M.L. Lahoty, Adv.
Mr. Paban K. Sharma, Adv.
Mr. Himanshu Shekhar, adv.
Ms. Gargi Bhatt, Adv.

for MCD Mr. Sanjiv Sen, Adv.
Mr. Praveen Swarup, Adv.
Ms. Anuja Chopra, Adv.

Mr. Harish Chandra, Sr. Adv.
Mr. S. Wasim A. Qadri, Adv.
Ms. Sunwant Dara, adv.
Ms. Anil Katiyar, Adv.

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Mr. D.S. Mahra, Adv.

for DDA Mr. Vishnu B. Saharya, Adv. for
IA 2468-69 Mr. Viresh Saharaya, Adv.
2316-17,2471,2178, for M/s. Saharya & Co.
2474-75,2391,2470
2187,2204

Mr. Mukul Rohtagi, Sr. Adv.
Mr. Rajiv K. Garg, Adv.
Mr. Goodwill Indeevar, Adv.

Mr. Rakesh Kr. Khanna, Sr. Adv.
Dr. Rashmi Khanna, Sr. Adv.
Mr. Surya Kant, Adv.
Ms. Purnima Jauhari, Adv.
Ms. Seems Rao, Adv.
Mr. Vijay Panjwani, Adv.

Mr. R.P.Bhat, Sr. Adv.
MS. Anita Pandey, Adv.
Mr. Vishnu Sharma, Adv.

Mr. C.S.Vaidyanathan, Sr. Adv.
Mr. A.P.Shrotri, Adv.
Mr. Akshat Shrivastava, Adv.
Mr. P.P.Singh, Adv.

Mr. Kundan Kr. Mishra, Adv.
Mr. Nitin Thakur, Adv.
Mr. R.C. Kaushik, Adv.

Mr. D.N. Goburdhan, Adv.
Mr. P. Bagchi, Adv.

Mr. Ashutosh Kr. Sharma, Adv.
Mr. G.V.Rao, Adv.
Mr. Praveen Swarup, Adv.

Ms. A. Subhashini, Adv.

Mr. N.S. Dalal, Adv.

Ms. Sheil Sethi, Adv.

Mr. Sachin Chopra, Adv.
Mr. Sudarshan Rajan, Adv.
Mr. Kamal Bansal, Adv.

Mr. R.K.Sanghi, Adv.
Mr. Manish Kumar, Adv.
Mr. Mayank Mishra, Adv.

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Mr. T.Harish Kumar, Adv.

Mr. R.K.Sanghi, Adv.
Mr. Mayank Wadhwa, Adv.
Mr. Sanjay Sherawat, Adv.

Mr. A. Venayagam Balan, Adv.

Mr. T. Anil Kumar, Adv.

Mr. E.C. Agarwala, Adv.

Mr. Goodwill Indeveer, Adv.

Mr. Manjit Singh, Adv.

Ms.Rchna Joshi Issar, Adv.

Mr. R.K.Dhawan, Adv.
Mr. Rahul Gaur, Adv.
Mr. M.A.Chinasamy, Adv.

Mr Kamal Gupta, Adv. (A.C.)

Mr. V.K. Verma, Adv.

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

I.A. No. 2447-2448:

Mr.Ranjit Kumar, learned senior counsel prays for and is granted three weeks' time for filing response to the reply filed by the applicant.

I.A. Nos.2474-2475, 2476:

Issue notice returnable in three weeks.

Mr. V.B.Saharaya, Adv. appears and accepts notice on behalf of the Delhi Development Authority.

In the meantime, DDA shall file its reply without wasting any time.

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I.A. Nos. 2468-2469:

Mr.Ranjit Kumar, learned senior counsel prays for and is granted three weeks' time for filing response to the reply filed by the applicant.

I.A. No. 2391:

Mr. V.B.Saharaya, learned counsel appearing for DDA is granted three weeks' time for filing reply.

I.A. No. 2194:

Mr.Ranjit Kumar, learned senior counsel prays for and is granted three weeks' time for filing its report.

I.A. Nos. 2316-2317:

A copy of the report be given to the applicant.

Learned counsel appearing for the applicant prays for and is granted three weeks' time for filing reply.

I.A. Nos. 2470, 2187 and 2204:

Mr.Ranjit Kumar, learned senior counsel prays for and is granted three weeks' time for filing response to the reply filed by the applicants.

I.A. Nos. 2471,2178 and 2179:

The Monitoring Committee is granted three weeks' time

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for filing its reply.

In the meantime, the Monitoring Committee shall make an inspection of the premises in the question and to report as to whether the concerned building requires any cleaning/repairs etc. as prayed by the applicant. The Monitoring Committee may indicate in its report the results of the inspection carried out. A copy of the report be given to the learned counsel for the applicant.

I.A. Nos. 2456-2457:

Issue notice returnable in three weeks.

A copy of the I.A. is given to Mr. Ranjit Kumar, learned senior counsel and Mr. Sanjiv Sen, learned counsel appearing for the MCD in the Court.

Reply if any, be filed in the meantime.

I.A. No.2442:

No one is present on behalf of the applicant.
Adjourned.

I.A. Nos. 2477-2478 :

List these I.As. at the time of hearing of the main petition.

I.A. No. D. No. 30757/2010 in I.A. 2031-2032/2007:

Taken on board.

Let the learned Arbitrator proceed insofar as the dispute between the landlord and the tenant is concerned.

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However, that will have nothing to do with the sealing of the property in question.

I.A. No. D30757 of 2010 stands disposed of accordingly.

List the aforesaid I.As along with I.A. No. 2031-32/2007 on 30.09.2010.

Registry is directed to show the aforesaid I.As in the Advance List.

(Shashi Sareen)
Court Master

(Shashi Bala Vij)
Court Master