

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

I.A. No.2 1 9 9 In
W R I T P E T I T I O N (CIVI L) NO(s). 4 6 7 7 OF 1 9 8 5

M.C.M E H T A Petitioner(s)

V E R S U S

UNION OF INDI A & ORS. Respondent(s)

(for implead ment/directions on behalf of M/s. Indian Carpets)

With

I.A. Nos.2 2 7 2 - 2 2 7 3
(For intervention and direction)

I.A. No. 2 2 6 7 - 2 2 6 8
(for intervention and direction)

I.A. Nos. 2 2 0 8 - 2 2 0 9
(for intervention and directions)

I.A. No.2 1 9 4 in W. P .(C) No.4 6 7 7 / 1 9 8 5

I.A. Nos. 3 7- 3 8 in W P(C) No. 2 6 3 / 2 0 0 6
(For directions and intervention and office report)

AND
I.A. No. 2 2 7 9 in W P(C) No. 4 6 7 7 / 1 9 8 5
(For direction)

Date: 1 2 / 0 5 / 2 0 0 8 This Petition was called on for hearing today.

CORA M :

HON' B L E Dr. JUS T I C E ARI J I T PA S A Y A T
HON' B L E MR. JUS T I C E C.K.T H A K K E R
HON' B L E MR. JUS T I C E LO K E S H W A R SIN G H PA N T A

Mr. Ranjit Ku m a r , Sr. Adv. (A.C.)

For Petitioner(s) Petitioner- in-person.(N. P .)

Mr. Naveen R. Nath, Adv.

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For Respondent(s) Mr. Amarendr a Shar a n, ASG
Mr. T.A. Kh an, Adv.
Mr. B. K . P r a s a d, Adv.

Mr. Ashok Bhan, Adv.
Ms. Kir an Bha rdwaj, Adv.
Mr. M.P . S . Toma r, Adv.
Mr. D.S. Mahr a, Adv.
Mr. V.K. Verm a, Adv.

Mr. Vishnu B.S a h a r ay a, Adv.
for M/s. Sah a rya & CO.

Ms. Sheel Sethi, Adv.

Mr. Sanjiv Sen, Adv.
Mr. P r aveen Swarup, Adv.

Mr. D.N. Goburdhun, Adv.
Ms. Pin ky Anand, Adv.
Ms. Geeta Luthr a, Adv.

Dr. Rajeev Dhawan, Sr. Adv.
Mr. Navin Chawla, Adv.

Mr. Arun Jaitley, Sr. Adv.
Mr. Joydeep Mazumd a r, Adv.
Mr. Pin a k i Addy,
Mr. Chiran aj a n Addy, Adv.

Mr. U.U. Lalit, S r. Adv.
Mr. R.N. K a r a n j a w a l a , Adv.
Ms. Manik K ar a n j a w a l a , Adv.
Ms. Nandini Gore, Adv.
Ms. P r agya Singh Baghel, Adv.

Mr. Arun Jaitely, Sr. Adv.
Mr. R.N. Ka r a n j a w a l a , Adv.
Mrs. Manik K a r a n j a w a l a , Adv.
Ms. Ruby Singh Ahuja, Adv.
Mr. Manu Agarwal, Adv.
Ms. P r agya Singh Baghel, Adv.

Mr. Surya K ant, Adv.
Mr. P r a n av Vyas, Adv.

Mr. Mukul Rohtagi, Sr. Adv.
Mr. Sunil Mathews, Adv.
Mr. Saur abh Kirpal, Adv.
Mr. T. Anil Ku m a r , Adv.

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Mr. Shail Ku m a r Dwivedi, Addl. AG
Mr. K a mlendr a Mishra, Adv.
Ms. Vandana Mishra, Adv.
Mr. G.V. Rao, Adv.
Mr. Manoj Dwivedi, Adv.

Mr. J a sbir Singh Malik, Adv.
Mr. R. K. Tripathi, Adv.
Mr. Rahul Tyagi, Adv.
Mr. K. P . Singh, Adv.

For CPC B

Mr. Vijay P a njw a ni, Adv.

Mr. S.K. Sabha r wa l, Adv.

Ms. Indira Jaisingh, Sr. Adv.
Mr. Rauf Rahi m, Adv.

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

I.A. No. 2 1 9 9 :

Heard.

List this I.A. on 7 th July, 2 0 0 8 .

In the meantime, let MCD and the applicant respond to the report of the Monitoring Committee by the said date.

The report No. 5 4 dated 9 th May, 2 0 0 8 so far relevant to the applicant shall be supplied to the MCD and the applicant.

I.A. Nos. 2 2 7 2 - 2 2 7 3 :

No orders are necessary.
List in the month of July, 2 0 0 8 .

I.A. Nos. 2 2 6 7 - 2 2 6 8 :

In view of the undertaking filed by Mr. Rakesh Sharma and Mr. Rajeev Gupta, (tenant and owner respectively of the premises in question), the property shall be de-sealed on the following conditions:-

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(a) The premises shall be used only for professional activities as a Chartered Accountant and not otherwise.

(b) If any violation is noticed of this condition, it shall be construed to be contempt of this Court and necessary action shall be taken.

I.As. are disposed of accordingly.

I.A. Nos. 2 2 0 8 - 2 2 0 9 :

A copy of the Report No. 5 4 so far as it relates to the applicant Sunrydge India Heritage Ltd. is concerned be supplied to the applicant, MCD, DDA and ASI. Responses, if any, shall be filed by 7 th July, 2 0 0 8 . List these I.As. along with other connected matters.

The original record which has been sent to the Monitoring Committee shall be retained by it and, if necessary, xerox copies shall be supplied to the MCD, DDA and ASI.

I.A. No. 2 1 9 4 :

It is stated by Mr. Saurabh Kirpal, learned counsel appearing for the applicant that alternative suggestions for finding out a way out shall be made to the Monitoring Committee. If any such suggestion is given, the same shall be examined by the Monitoring Committee and a report shall be given in this regard.

I.A. Nos. 3 7- 3 8:

No orders are necessary.
List in the month of July, 2 0 0 8 .

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I.A. No. 2 2 7 9 :

No interim orders are called for.

All NGO matters shall be listed along with the main

matter in July, 2 0 0 8 .

(Shashi Sareeen)
Court Master

(Vijay Aggarwal)
Court Master