

ITEM NO.10                      Court 5 (Video Conferencing)                      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

Miscellaneous Application No. 1068/2021 in C.A. No. 5785/2019

IREO GRACE REALTECH PVT. LTD.

Petitioner(s)

VERSUS

ABHISHEK KHANNA & ORS.

Respondent(s)

(FOR ADMISSION and IA No.52918/2021-INTERVENTION/IMPLEADMENT and IA No.52919/2021-CLARIFICATION/DIRECTION and IA No.78558/2021-APPLICATION FOR PERMISSION)

Date : 19-07-2021 This application was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD  
HON'BLE MR. JUSTICE M.R. SHAH

For Petitioner(s)      Mr. E. C. Agrawala, AOR

For Respondent(s)      Mr. Anirudh Wadhwa, Adv.  
   Mr. Aaditya Gambhir, Adv.  
(applicant)                      Mr. Sumer Dev Seth, Adv.  
   Mr. Shivendra Singh, AOR

Mr. Deepak Kumar Khushalani, Adv.  
Mr. Santosh Kumar Pandey, AOR

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

- 1      The applicants, in the Miscellaneous Application, sought impleadment and placed reliance on the judgment of this Court dated 11 January 2021.
- 2      Mr Anirudha Wadhwa, learned counsel appearing on behalf of the applicants, states that the applicants are also allottees of Tower B-7 in respect of which there are findings in the judgment of this Court.
- 3      The difficulty in accepting the submission of Mr Wadhwa lies in the fact that the applicants were not parties to the proceedings before this Court which

culminated in the final judgment and order dated 11 January 2021. Impleadment cannot be allowed in a matter which has been disposed of nor can the Miscellaneous Application be entertained, at this stage. While we are not entertaining the Miscellaneous Application, we grant liberty to the applicants to adopt the appropriate remedies available in law for the purpose of espousing their claims in pursuance of the judgment and order of this Court.

- 4 Subject to the grant of the above liberty, the Miscellaneous Application is disposed of.

**(SANJAY KUMAR-I)**  
**AR-CUM-PS**

**(SAROJ KUMARI GAUR)**  
**COURT MASTER**