

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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 13554/2023

(Arising out of impugned final judgment and order dated 27-01-2015 in WPC No. 8617/2014 passed by the High Court Of Delhi At New Delhi)

DELHI DEVELOPMENT AUTHORITY

Petitioner(s)

VERSUS

LUV MALHOTRA & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.86009/2023-CONDONATION OF DELAY IN FILING and IA No.86008/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.86011/2023-EXEMPTION FROM FILING O.T. and IA No.86010/2023-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 08-05-2023 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MR. JUSTICE C.T. RAVIKUMARFor Petitioner(s) Mr. Nishit Agrawal, AOR
Ms. Kanishka Mittal, Adv.
Ms. Vanya Agrawal, Adv.

For Respondent(s)

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

It is the case on behalf of the petitioner(s) that in the present case, the possession of land in question could not be taken due to stay. However, thereafter relying upon the decision of this Court in the case of Pune Municipal Corporation & Anr. vs. Harakchand Misirimal Solanki & Ors., (2014) 3 SCC 183, the High Court has declared that the acquisition with respect to land in question is deemed to have lapsed as the compensation has not been tendered/paid, which is just contrary to the decision of the Constitution Bench of this Court Indore Development Authority vs. Manoharlal and Others, (2020) 8 SCC 129.

Issue notice on the application for condonation of delay as well as on the Special Leave Petition, making it returnable on 11.09.2023.

(NEETU SACHDEVA)
ASTT. REGISTRAR-cum-PS(NISHA TRIPATHI)
ASSISTANT REGISTRAR

