

ITEM NO.4

COURT NO.4

SECTION XIV

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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 21072/2022

(Arising out of impugned final judgment and order dated 08-03-2016 in WP(C) No. 5270/2015 passed by the High Court Of Delhi At New Delhi)

GOVERNMENT OF NCT OF DELHI & ANR.

Petitioner(s)

VERSUS

ANSAR AHMED & ANR.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.71154/2023-CONDONATION OF DELAY IN FILING and IA No.71157/2023-EXEMPTION FROM FILING O.T. and IA No.71156/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS )

Date : 24-04-2023 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.R. SHAH  
HON'BLE MR. JUSTICE C.T. RAVIKUMAR

For Petitioner(s) Mr. Atul Kumar, AOR  
Ms. Sweety Singh, Adv.  
Ms. Archana Kumari, Adv.  
Mr. Rahul Pandey, Adv.

For Respondent(s)

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

Delay in refiling is condoned.

It is the case on behalf of the petitioner(s) that in the present case, the possession of land in question was taken over on 16.7.2007. However, despite the same and 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 judgment which has been subsequently overruled by the Constitution Bench of this Court in Indore Development Authority vs. Manoharlal and Others, (2020) 8 SCC 129, the High Court has declared that the acquisition with respect to land in question is deemed to have lapsed under Section 24(2) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

Issue notice on the application for condonation of delay as well as the special leave petition, making it returnable on 28.8.2023.

(RASHMI DHYANI PANT)  
COURT MASTER

(NISHA TRIPATHI)  
ASSISTANT REGISTRAR