

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). 39904/2022

(Arising out of impugned final judgment and order dated 22-11-2016 in WP(C) No. 8389/2015 passed by the High Court of Delhi at New Delhi)

DELHI DEVELOPMENT AUTHORITY

Petitioner(s)

VERSUS

RAJ KUMAR &amp; ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.42733/2023-CONDONATION OF DELAY IN FILING and IA No.42741/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.42736/2023-CONDONATION OF DELAY IN REFILEING / CURING THE DEFECTS )

Date : 24-03-2023 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. Nitin Mishra, AOR

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 10.04.1997. 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 under Section 24 (2) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the decision which has been subsequently overruled by the Constitution Bench of this Court in Indore Development Authority vs. Manoharlal and Others, (2020) 8 SCC 129.

contd..

Issue notice on the application for condonation of delay as well as on the Special Leave Petition, making it returnable on 01.05.2023.

*Dasti* service, in addition, is permitted.

The respondents be served within a period of ten days from today.

(NEETU SACHDEVA)  
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)  
ASSISTANT REGISTRAR