

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). 4587/2023

(Arising out of impugned final judgment and order dated 05-10-2015 in WPC No. 5112/2015 passed by the High Court Of Delhi at New Delhi)

GOVT. OF NCT DELHI & ANR.

Petitioner(s)

VERSUS

TILAK RAJ & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.43143/2023-CONDONATION OF DELAY IN FILING and IA No.43147/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.43145/2023-EXEMPTION FROM FILING O.T.)

Date : 20-03-2023 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) Ms. Prachi Bajpai, AOR

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 was already taken over in the year 1982. 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.

Issue notice on the application for condonation of delay as well as on the Special Leave Petition, making it returnable on 24.04.2023.

contd..

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