

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). 20620/2022

(Arising out of impugned final judgment and order dated 13-12-2017 in WP(C) No. 5474/2014 passed by the High Court Of Delhi At New Delhi)

DELHI DEVELOPMENT AUTHORITY

Petitioner(s)

VERSUS

INDRAJ &amp; ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.4024/2023-CONDONATION OF DELAY IN FILING and IA No.4025/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.4023/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS )

Date : 16-01-2023 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. Manika Tripathy, AOR  
Mr. Ashutosh Kaushik, Adv.  
Mr. Roshan Kumar, 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 that the possession of land in question was already taken over and despite the same, the High Court has allowed the writ petition relying upon the decision of this Court in the case of Pune Municipal Corporation & Anr. vs. Harakchand Misirimal Solanki & Ors., (2014) 3 SCC 183, which decision has been over-ruled by the decision of the Constitution Bench of this Court Indore Development Authority vs. Manoharlal and Others, (2020) 8 SCC 129.

contd..

Delay in refiling is condoned.

Issue notice on the application for condonation of delay as well as on the Special Leave Petition, making it returnable on 27.02.2023.

*Dasti* service, in addition, is permitted.

The respondents be served within a period of one week from today.

(NEETU SACHDEVA)  
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)  
ASSISTANT REGISTRAR