

ITEM NO.6+14+19

COURT NO.3

SECTION XIV

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). 22391/2021

(Arising out of impugned final judgment and order dated 06-10-2015 in WP(C) No. 8642/2014 passed by the High Court Of Delhi At New Delhi)

LAND AND BUILDING DEPARTMENT & ANR.

Petitioner(s)

VERSUS

ISHWAR SINGH & ORS.

Respondent(s)

(IA No.58231/2022-CONDONATION OF DELAY IN FILING and IA No.58232/2022-EXEMPTION FROM FILING O.T.)

Diary No(s). 10090/2022

(IA No.52371/2022-CONDONATION OF DELAY IN FILING)

Diary No(s). 4937/2022

(FOR ADMISSION and I.R. and IA No.46293/2022-CONDONATION OF DELAY IN FILING)

Date : 02-05-2022 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR

HON'BLE MR. JUSTICE ABHAY S. OKA

For Petitioner(s)

Mr. Tushar Mehta, SG
Mr. Sanjay Poddar, Sr. Adv.
Mr. Vishwa B. Saharya, Adv.
Mr. Viresh B. Saharya, Adv.
Mr. Akshit Agarwal, Adv.
M/S. Saharya & Co., AOR

Mr. Atul Kumar, AOR
Ms. Sweety Singh, Adv.
Mr. Rahul Pandey, Adv.
Mr. Amitabh Ranjan, Adv.

Ms. Aishwarya Bhati, ASG
Ms. Sujeeta Srivastava, AOR
Ms. Poornima Singh, Adv.

For Respondent(s) Mr. Siddharth Batra, AOR

Mr. S.K. Raout, Adv.
Ms. Archana Yadav, Adv.
Ms. Shivani Chawla, Adv.
Mr. Chinmay Dubey, Adv.

Mr. Ashwani Kumar, AOR
Mr. Akshay Dhatwalia, Adv.
Ms. Kumud Nijawan, Adv.

UPON hearing the counsel the Court made the following

O R D E R

Mr. Atul Kumar, learned counsel appearing for the petitioner(s) relies on decision dated 06.01.2022 of this Court passed in C.A. No. 215 of 2022 titled as "*Land and Building Department Thr. Secretary & Anr. Vs. Deepak Seth & Ors.*" to contend that even if the special leave petition filed by the Delhi Development Authority has been rejected by this Court, it is open to the acquiring authority to question the decision of the High Court declaring the acquisition proceedings having lapsed by way of separate special leave petition.

Issue notice on the application for condonation of delay as well as on the Special Leave Petition, returnable within four weeks.

Dasti, in addition, is permitted.

In the meantime, status quo as of today, shall be maintained by the parties with regard to the suit property.

(DEEPAK SINGH)
COURT MASTER (SH)

(VIDYA NEGI)
COURT MASTER (NSH)

