

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

SPECIAL LEAVE PETITION (CIVIL) NO. 19301 OF 2012

GREATER NOIDA INDUSTRIAL
DEVELOPMENT AUTHORITY

PETITIONER(S)

VERSUS

PRAMOD & ORS.

RESPONDENT(S)

WITH

SPECIAL LEAVE PETITION (C) No(s). 20498 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 20499 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 24407-24408 OF 2012

51SPECIAL LEAVE PETITION (C) No(s). 24409 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 29701 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 29702 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 29703 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 29704 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 29705 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 29706 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 29707 OF 2012

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Ramana Venkata Ganti
Date: 2015.06.01

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22

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32

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34

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SPECIAL LEAVE PETITION (C) No(s). 4281 OF 2014

SPECIAL LEAVE PETITION (C) No(s). 4282 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4284 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4285 OF 2014
40

SPECIAL LEAVE PETITION (C) No(s). 4286 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4287 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4288 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4289 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4290 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4291 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4292 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4293 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4296 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4297 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4298 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4299 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4303 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4304 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4305 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4306 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4307 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4308 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4309 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4310 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4311 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4312 OF 2014
41

SPECIAL LEAVE PETITION (C) No(s). 4313 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4314 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4315 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4316 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4317 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4318 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4319 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4320 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4321 OF 2014

SPECIAL LEAVE PETITION (C) No(s). 4322 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4323 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4324 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4325 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4326 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4327 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4328 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4329 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4330 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4331 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 4567 OF 2014
SPECIAL LEAVE PETITION (C) No(s). 8682 OF 2014
SPECIAL LEAVE PETITION (C) No. 15635 OF 2012

42

SPECIAL LEAVE PETITION (C) No. 17286 OF 2012
SPECIAL LEAVE PETITION (C) No. 17287 OF 2012
SPECIAL LEAVE PETITION (C) No. 17291 OF 2012
SPECIAL LEAVE PETITION (C) No. 17292 OF 2012
SPECIAL LEAVE PETITION (C) No. 17295 OF 2012
SPECIAL LEAVE PETITION (C) No. 17296 OF 2012
SPECIAL LEAVE PETITION (C)..CC No.9538 OF 2013
SPECIAL LEAVE PETITION (C)..CC No.9605 OF 2013
SPECIAL LEAVE PETITION (C)..CC No.9610 OF 2013
SPECIAL LEAVE PETITION (C)..CC No.9614 OF 2013
SPECIAL LEAVE PETITION (C)..CC No.9708 OF 2013
SPECIAL LEAVE PETITION (C)..CC No.9855 OF 2013
SPECIAL LEAVE PETITION (C)..CC No.9953 OF 2013
SPECIAL LEAVE PETITION (C)..CC No.9962 OF 2013
SPECIAL LEAVE PETITION (C)..CC No.9983 OF 2013
SPECIAL LEAVE PETITION (C)..CC No.9986 OF 2013
SPECIAL LEAVE PETITION (C)..CC No.10191 OF 2013

43

O R D E R

1. Application for permission to file Special Leave

Petition(s), if any, is granted.

2. Delay, if any, in filing/refiling S.L.P.

(s)/appeal(s) is condoned.

3. Delay, if any, in application(s) for

substitution is/are condoned.

4. Application(s) for substitution(s), if any,

is/are allowed.

4a. Application(s) for setting aside abatement, if

any, is/are allowed.

5. Application(s) for impleadment(s)/

intervention(s), if any, is/are rejected.

44

MATTERS FILED BY THE AUTHORITY:

6. We have heard Shri L.Nageswara Rao, learned

senior counsel for the New Okhla Industrial Development

Authority/Okhla Industrial Development Authority (for

short 'the authority') and other learned senior counsel

and counsel for the respective parties to the lis.

7. Shri Nageswara Rao, learned senior counsel

appearing for the Authority, very fairly states that the

Authority is primarily aggrieved by the two directions

issued by the High Court while disposing of the batch of

Writ Petitions. Firstly, a direction to allot 10 per

cent of the plots in favour of the agriculturists/

land-loosers; and, secondly, a direction to the

authority to take appropriate permission from the

National Capital Regional Planning Board.

To be precise,

the directions issued by the High Court are as under :

"5. The Greater NOIDA and its allottees are directed not to carry on development and not to implement the Master Plan 2021 till the

observations and directions of the National Capital Regional Planning Board are incorporated in MasterPlan 2021 to the satisfaction of the National Capital Regional Planning Board. We make it clear that this direction shall not be applicable in those cases where the development is being carried on in accordance with the earlier Master Plan of the Greater NOIDA duly approved by the National Capital Regional Planning Board.

45

6. We direct the Chief Secretary of the State to appoint officers not below the level of Principal Secretary (except the officers of Industrial Development Department who have dealt with the relevant files) to conduct a thorough inquiry regarding the acts of Greater Noida (a) in proceeding to implement Master Plan 2021 without approval of N.C.R.P. Board, (b) decisions taken to change the land use, (c) allotment made to the builders and (d) indiscriminate proposals for acquisition of land, and thereafter the State Government shall take appropriate action in the matter."

8. Shri Rao, on instructions, fairly states that after disposal of the Writ Petitions, the authority has complied with the directions so issued in paragraphs 5 and 6 of the impugned judgment(s) and order(s). In view of the above, in our opinion, we need not have to answer the questions raised by the learned senior counsel in these proceedings. We leave it open for the authority to agitate the aforesaid issue(s) in an appropriate proceeding.

9. Insofar as allotment of 10 per cent of the plots is concerned, the High Court, in exercise of its discretionary power, has thought it fit, while sustaining the notification issued by the authority for protecting them for allotting 10 per cent of the developed plots; and, there again they have put a cap of 2,500 sq.mtrs. In fact, in the course of the order, the High Court has

46

taken into consideration the agreement that was entered into by the authority with the villagers of Patwari and , in some cases, the authority itself has agreed to raise 6 to 8 per cent of the developed plots to the agriculturists. The High Court has also taken into

consideration the observations made by this Court in the case of Bondu Ramaswamy Vs. Bangalore Development Authority, 2010 (7) SCC 129, where this Court has gone to the extent of directing the authorities to allot 15 per cent of the developed plots. In our view and in the peculiar facts and circumstances of these cases, since the relief that is given to the respondents/ agriculturists is purely discretionary relief by the Court in order to sustain the notification issued by the authorities, we do not find any good ground to interfere with the impugned judgment(s) and order(s) passed by the High Court, at the instance of the petitioners/appellants/authorities, namely, NOIDA and Greater NOIDA.

10. This order shall not be treated as a precedent in any other case.

47

11. With these observations, the Special Leave Petitions as also the Civil Appeals are disposed of, leaving the question of law raised open to be agitated in an appropriate case.

12. We grant three months' time from the date of receipt of a copy of the order to the authorities to pay the compensation and six months' time from the date of receipt of a copy of the order to allot 10 per cent of the developed plots to the claimants.

SPECIAL LEAVE PETITION (C) No(s). 10317 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 2639 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 38287 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 38188-38193 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 2798 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 3417 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 4645 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 4647 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 4661 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 5091 OF 2012

CONTEMPT PETITION NO.7 OF 2014 IN S.L.P.NO(S). 3242 OF
2012

SPECIAL LEAVE PETITION (C) No(s). 3242 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 4687 OF 2012
48

SPECIAL LEAVE PETITION (C) No(s). 37493 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 16339-16341 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 4383 OF 2013

SPECIAL LEAVE PETITION (C) No(s). 14781 OF 2014

SPECIAL LEAVE PETITION (C) No(s). 36644 OF 2014

SPECIAL LEAVE PETITION (C) No(s). 36141 OF 2014

SPECIAL LEAVE PETITION (C) No(s). 31675 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 6458-6460 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 20326 OF 2013

SPECIAL LEAVE PETITION(C)..CC No(s).13297-13302 OF 2013

SPECIAL LEAVE PETITION (C) No(s). 5150 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 5170 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 23750 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 23722 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 7542-7543 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 30590 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 16674 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 16695 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 16723 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 23446-23447 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 32140 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 22484 OF 2012
49

SPECIAL LEAVE PETITION (C) No(s). 2820 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 7017-7018 OF 2014

SPECIAL LEAVE PETITION (C) No(s). 2055 OF 2015

SPECIAL LEAVE PETITION (C) No(s). 1554 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 3776 OF 2012

SPECIAL LEAVE PETITION (C) No(s). 6508 OF 2012

Learned counsel appearing for the respective petitioner(s), on instructions, seeks permission of this Court to withdraw their respective Special Leave Petition(s) with liberty to file appropriate review petition(s) before the High Court.

Permission sought for is granted.

The Special Leave Petition(s) is/are disposed of as withdrawn with liberty to file appropriate review petition(s) before the High Court within 30 days' time from the date of receipt of a copy of this Order.

If and when such review petition(s) is/are filed, we request the High Court to decide the same without reference to the period of limitation.

In view of the withdrawal of S.L.P.(C)No.3242 OF 2012, no orders need be passed in Contempt Petition (c)No.7 of 2014. Accordingly, the Contempt Petition is disposed of.

.....CJI.
(H.L. DATTU)

.....J.
(A.K. SIKRI)

.....J.
(ARUN MISHRA)

NEW DELHI;
FEBRUARY 03, 2015

ITEM NO.5+15 COURT NO.1 SECTION XI

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

Petitioner(s) for Special Leave to Appeal (C) No(s). 19301/2012

(Arising out of impugned final judgment and order dated 19/07/2011 in CMWP No. 29396/2010 passed by the High Court Of Judicature at Allahabad)

GREATER NOIDA INDUSTRIAL DEV. AUTHORITY Petitioner(s)

VERSUS

WITH SLP(C) No. 20498/2012
 SLP(C) No. 20499/2012
 SLP(C) No. 24407-24408/2012
 SLP(C) No. 24409/2012
 SLP(C) No. 29701/2012
 SLP(C) No. 29702/2012
 SLP(C) No. 29703/2012
 SLP(C) No. 29704/2012
 SLP(C) No. 29705/2012
 SLP(C) No. 29706/2012
 SLP(C) No. 29707/2012
 SLP(C) No. 29708/2012
 SLP(C) No. 29709/2012
 SLP(C) No. 29710/2012
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 SLP(C) No. 29720/2012
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 SLP(C) No. 29729/2012
 SLP(C) No. 29730/2012
 SLP(C) No. 29731/2012

52

SLP(C) No. 29732/2012
 SLP(C) No. 29733/2012
 SLP(C) No. 29734/2012
 SLP(C) No. 29735/2012
 SLP(C) No. 29736/2012
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 SLP(C) No. 29750/2012
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SLP(C) No. 29775/2012
SLP(C) No. 29776/2012
SLP(C) No. 29782/2012
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SLP(C) No. 31657/2012
SLP(C) No. 31658/2012
SLP(C) No. 31659/2012
SLP(C) No. 31660/2012

53

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SLP(C) No. 3584/2013
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54

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SLP(C) No. 3642/2013
SLP(C) No. 3643/2013
SLP(C) No. 5199/2013

SLP(C) No. 5200/2013
(With appln.(s) for discharge of advocate on record and Office Report)

SLP(C) No. 5201-5202/2013
SLP(C) No. 5203/2013
SLP(C) No. 8678/2013
SLP(C) No. 10702/2013
SLP(C) No. 10703/2013
SLP(C) No. 10704/2013
(With Interim Relief and Office Report)
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(With Interim Relief and Office Report)

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56

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58

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59

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61

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62

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63

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(With appln.(s) for exemption from filing O.T. and appln.(s) for u/s 340 c.p.c. and Office Report)

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66

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67

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68

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(With Interim Relief and Office Report)

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(With appln.(s) for impleadment as party respondent and interim relief and office report)

SLP(C) No. 17286/2012
(With appln.(s) for stay and office report)

SLP(C) No. 17287/2012
SLP(C) No. 17291/2012
(With appln.(s) for permission to file additional documents and office report)

SLP(C) No. 17292/2012
SLP(C) No. 17295/2012
SLP(C) No. 17296/2012
SLP(C)..CC No.9538/2013
(With appln.(s) for c/delay in filing and refiling SLP and office report)

70

SLP(C)..CC No.9605/2013
(With appln.(s) for c/delay in filing and refiling SLP and office report)

SLP(C)..CC No.9610/2013
(With appln.(s) for c/delay in filing and refiling SLP and office report)

SLP(C)..CC No.9614/2013
(With appln.(s) for c/delay in filing and refiling SLP and office report)

SLP(C)..CC No.9708/2013
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SLP(C)..CC No.9953/2013
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SLP(C)..CC No.9962/2013
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SLP(C)..CC No.9986/2013
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SLP(C)..CC No.10191/2013
(With appln.(s) for c/delay in filing and refiling SLP and office report)

SLP(C)No.37126/2012
(With appln.(s) for c/delay in filing SLP, permission to file additional documents and office report)

SLP(C)No.15636/2012
(With prayer for interim relief and office report)

71

SLP(C)No.17088-17096/2012
(With appln.(s) for c/delay in filing substitution application, permission to file additional documents, substitution and office report)

WITH SLP(C)No.30969/2011

(With appln.(s) for impleading party and interim relief and office report)

SLP(C) No. 27508/2010

SLP(C) No. 33552-33556/2011
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SLP(C) No. 33984-33988/2011
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(With Interim Relief and Office Report)

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SLP(C) No. 1739/2012
(With Interim Relief and Office Report)

SLP(C) No. 1858/2012
(With appln.(s) for may refer to remarks and appln.(s) for exemption from filing O.T. and Interim Relief and Office Report)

SLP(C) No. 2411/2012
(With Interim Relief and Office Report)

SLP(C) No. 2537/2012

SLP(C) No. 2557/2012
(With appln.(s) for directions and Office Report)

72

SLP(C) No. 2603/2012
(With Interim Relief and Office Report)

SLP(C) No. 2607/2012
(With Interim Relief and Office Report)

SLP(C) No. 2612/2012
(With Interim Relief and Office Report)

SLP(C) No. 2639/2012
(With Interim Relief and Office Report)

SLP(C) No. 2798/2012
(With Interim Relief and Office Report)

SLP(C) No. 2820/2012
(With Interim Relief and Office Report)

SLP(C) No. 2873/2012
(With Interim Relief and Office Report)

SLP(C) No. 3242/2012
(With Interim Relief and Office Report)

SLP(C) No. 3298/2012
(With Interim Relief and Office Report)

SLP(C) No. 3417/2012
(With Interim Relief and Office Report)

SLP(C) No. 3473/2012
(With appln.(s) for exemption from filing O.T. and appln.(s) for
intervention and Interim Relief and Office Report)

SLP(C) No. 3776/2012
(With Interim Relief and Office Report)

SLP(C) No. 3916/2012
(With Interim Relief and Office Report)

SLP(C) No. 3918/2012
(With Interim Relief and Office Report)

SLP(C) No. 4021/2012
(With Interim Relief and Office Report)

SLP(C) No. 4024/2012
(With Interim Relief and Office Report)

SLP(C) No. 4223/2012
(With Interim Relief and Office Report)
73

SLP(C) No. 4242/2012
(With Interim Relief and Office Report)

SLP(C) No. 4249/2012
(With Interim Relief and Office Report)

SLP(C) No. 4542/2012
(With Interim Relief and Office Report)

SLP(C) No. 4645/2012
(With Interim Relief and Office Report)

SLP(C) No. 4647/2012
(With Interim Relief and Office Report)

SLP(C) No. 4661/2012
(With Interim Relief and Office Report)

SLP(C) No. 4687/2012
(With appln.(s) for permission to file lengthy list of dates and
appln.(s) for intervention and appln.(s) for directions and appln.
(s) for exemption from filing O.T. and Interim Relief and Office
Report)

SLP(C) No. 5091/2012
(With Interim Relief and Office Report)

SLP(C) No. 5150/2012
(With Interim Relief and Office Report)

SLP(C) No. 5170/2012
(With Interim Relief and Office Report)

SLP(C) No. 5566/2012

SLP(C) No. 5712/2012
(With Interim Relief and Office Report)

SLP(C) No. 5959/2012

(With Interim Relief and Office Report)

SLP(C) No. 6013/2012

(With Interim Relief and Office Report)

SLP(C) No. 6027/2012

(With Interim Relief and Office Report)

SLP(C) No. 6121/2012

(With Interim Relief and Office Report)

74

SLP(C) No. 6196/2012

(With Interim Relief and Office Report)

SLP(C) No. 6345/2012

(With Interim Relief and Office Report)

SLP(C) No. 6353/2012

(With Interim Relief and Office Report)

SLP(C) No. 6363/2012

SLP(C) No. 6368/2012

SLP(C) No. 6369/2012

SLP(C) No. 6458-6460/2012

SLP(C) No. 6466-6469/2012

SLP(C) No. 6489-6494/2012

(With appln.(s) for substitution and appln.(s) for correction of name of the petitioner and appln.(s) for substitution and appln.(s) for exemption from filing O.T. and appln.(s) for setting aside an abatement and appln.(s) for c/delay in filing substitution appln. and appln.(s) for exemption from filing O.T. and appln.(s) for setting aside an abatement and appln.(s) for c/delay in filing substitution appln. and appln.(s) for exemption from filing O.T. and appln.(s) for setting aside an abatement and appln.(s) for c/delay in filing substitution appln. and appln.(s) for exemption from filing O.T. and appln.(s) for substitution and Interim Relief and Office Report)

SLP(C) No. 6508/2012

(With Interim Relief and Office Report)

SLP(C) No. 6534-6535/2012

(With Interim Relief and Office Report)

SLP(C) No. 6539/2012

(With appln.(s) for impleadment and appln.(s) for exemption from filing O.T. and appln.(s) for impleadment and appln.(s) for exemption from filing O.T. and appln.(s) for impleadment and appln.(s) for exemption from filing O.T. and Interim Relief and Office Report)

SLP(C) No. 6629/2012

(With appln.(s) for exemption from filing O.T. and appln.(s) for setting aside an abatement and appln.(s) for c/delay in filing substitution appln. and appln.(s) for substitution and appln.(s) for exemption from filing O.T. and appln.(s) for setting aside an abatement and appln.(s) for c/delay in filing substitution appln. and appln.(s) for substitution and Interim Relief and Office Report)

75

SLP(C) No. 6731-6732/2012

(With appln.(s) for setting aside an abatement and appln.(s) for c/delay in filing substitution appln. and appln.(s) for substitution and appln.(s) for exemption from filing O.T. and appln.(s) for setting aside an abatement and appln.(s) for c/delay in filing substitution appln. and appln.(s) for substitution and

appln.(s) for exemption from filing O.T. and Interim Relief and Office Report)

SLP(C) No. 6748-6756/2012
(With Interim Relief and Office Report)

SLP(C) No. 6849/2012
(With Interim Relief and Office Report)

SLP(C) No. 7146/2012
(With Interim Relief and Office Report)

SLP(C) No. 7436/2012
(With Interim Relief and Office Report)

SLP(C) No. 7539/2012
SLP(C) No. 7540/2012
SLP(C) No. 7541/2012

SLP(C) No. 7542-7543/2012
(With appln.(s) for may refer to remarks and appln.(s) for exemption from filing O.T. and appln.(s) for permission to submit additional document(s) and Office Report)

SLP(C) No. 7815/2012
(With Interim Relief and Office Report)

SLP(C) No. 7934-7935/2012
(With Interim Relief and Office Report)

SLP(C) No. 8380/2012
(With Interim Relief and Office Report)

SLP(C) No. 8439/2012
(With Interim Relief and Office Report)

SLP(C) No. 8528/2012
(With Interim Relief and Office Report)

SLP(C) No. 8593/2012
(With Interim Relief and Office Report)

SLP(C) No. 8849/2012

76

SLP(C) No. 8851/2012
SLP(C) No. 8853-8855/2012
SLP(C) No. 9527/2012
SLP(C) No. 9678/2012
SLP(C) No. 9748/2012
(With Interim Relief and Office Report)

SLP(C) No. 9761/2012
(With Interim Relief and Office Report)

SLP(C) No. 10052/2012
(With appln.(s) for directions and Interim Relief and Office Report)

SLP(C) No. 10056-10058/2012
SLP(C) No. 10315/2012
SLP(C) No. 10317/2012
SLP(C) No. 10597/2012
SLP(C) No. 11303/2012
SLP(C) No. 11304/2012

SLP(C) No. 11879/2012
(With Interim Relief and Office Report)

SLP(C) No. 11993/2012
(With Interim Relief and Office Report)

SLP(C) No. 12299/2012
(With Interim Relief and Office Report)

SLP(C) No. 12461/2012
(With Interim Relief and Office Report)

SLP(C) No. 12844/2012
(With Interim Relief and Office Report)

SLP(C) No. 13641-13646/2012

SLP(C) No. 15173/2012
(With Interim Relief and Office Report)

SLP(C) No. 15905/2012

SLP(C) No. 16007/2012

SLP(C) No. 16336/2012
(With appln.(s) for impleadment and Office Report)

SLP(C) No. 16337/2012
(With appln.(s) for discharge of advocate on record and Office Report)

77

SLP(C) No. 16339-16341/2012

SLP(C) No. 16380/2012

SLP(C) No. 16674/2012
(With Interim Relief and Office Report)

SLP(C) No. 16695/2012

SLP(C) No. 16723/2012

SLP(C) No. 17041/2012

SLP(C) No. 18104/2012
(With Interim Relief and Office Report)

SLP(C) No. 19356/2012
(With Interim Relief and Office Report)

S.L.P.(C)...CC No. 20540/2012

SLP(C) No. 22484/2012
(With Interim Relief and Office Report)

SLP(C) No. 23446-23447/2012
(With Interim Relief and Office Report)

SLP(C) No. 23722/2012

SLP(C) No. 23723/2012

SLP(C) No. 23724-23725/2012

SLP(C) No. 23750/2012
(With Interim Relief and Office Report)

SLP(C) No. 24203/2012
(With Interim Relief and Office Report)

SLP(C) No. 24720/2012
(With Interim Relief and Office Report)

SLP(C) No. 25551-25552/2012
(With Interim Relief and Office Report)

SLP(C) No. 26874-26876/2012
(With Interim Relief and Office Report)

SLP(C) No. 27023/2012
(With appln.(s) for permission to submit additional document(s)
and Interim Relief and Office Report)

78

SLP(C) No. 27139/2012
(With Interim Relief and Office Report)

SLP(C) No. 27389-27396/2012
SLP(C) No. 27502-27507/2012
SLP(C) No. 28140/2012

SLP(C) No. 29279/2012
(With Interim Relief and Office Report)

SLP(C) No. 30590/2012

SLP(C) No. 31675/2012

SLP(C) No. 32140/2012

SLP(C) No. 33860/2012

SLP(C) No. 37492/2012

SLP(C) No. 37493/2012

SLP(C) No. 37989/2012

SLP(C) No. 37993/2012

SLP(C) No. 38188-38193/2012

SLP(C) No. 38287/2012

SLP(C) No. 38288/2012

SLP(C) No. 38289/2012

SLP(C) No. 38290/2012
(With appln.(s) for may refer to remarks and Office Report)

CONMT.PET.(C) No. 237-238/2013 In SLP(C) No. 1082-1083/2012

SLP(C) No. 3583/2013

SLP(C) No. 4383/2013

SLP(C) No. 8631/2013

SLP(C) No. 8635/2013

SLP(C) No. 8887/2013

SLP(C) No. 9168/2013

79

SLP(C) No. 9297/2013

SLP(C) No. 11020/2013

(With Interim Relief and Office Report)

SLP(C) No. 12784/2013

SLP(C) No. 13017/2013

S.L.P.(C)...CC No. 13297-13302/2013

(With appln.(s) for directions and Office Report)

SLP(C) No. 16722-16723/2013

(With Interim Relief and Office Report)

SLP(C) No. 17635/2013

SLP(C) No. 18090/2013

SLP(C) No. 18735/2013

(With Interim Relief and Office Report)

SLP(C) No. 18866/2013

SLP(C) No. 19200-19201/2013

(With Interim Relief and Office Report)

SLP(C) No. 19922/2013

SLP(C) No. 20326/2013

SLP(C) No. 20329/2013

SLP(C) No. 23276/2013

SLP(C) No. 23855-23856/2013

SLP(C) No. 23857-23858/2013

(With appln.(s) for directions and Office Report)

SLP(C) No. 23859-23860/2013

SLP(C) No. 24622-24624/2013

SLP(C) No. 26176-26177/2013

SLP(C) No. 26178/2013

SLP(C) No. 26179/2013

(With appln.(s) for directions and Office Report)

80

SLP(C) No. 26681-26682/2013

SLP(C) No. 26868/2013

SLP(C) No. 26890/2013

SLP(C) No. 30601/2013

(With Interim Relief and Office Report)

SLP(C) No. 30859/2013

SLP(C) No. 30860/2013

SLP(C) No. 30861/2013

SLP(C) No. 30862/2013

SLP(C) No. 32108/2013

SLP(C) No. 33980/2013

(With Interim Relief and Office Report)

SLP(C) No. 34176/2013

(With Interim Relief and Office Report)

SLP(C) No. 35109/2013

SLP(C) No. 35143/2013
(With Interim Relief and Office Report)

SLP(C) No. 37793/2013
(With Interim Relief and Office Report)

SLP(C) No. 39351/2013

SLP(C) No. 39697-39698/2013

SLP(C) No. 39699-39700/2013

SLP(C) No. 39701/2013

SLP(C) No. 39702-39703/2013
(With appln.(s) for directions and appln.(s) for directions and
Office Report)

SLP(C) No. 802/2014
(With Interim Relief and Office Report)

SLP(C) No. 2495/2014

SLP(C) No. 4566/2014

SLP(C) No. 5936-5937/2014
(With Interim Relief and Office Report)

SLP(C) No. 6024-6027/2014
(With Interim Relief and Office Report)
81

SLP(C) No. 6682/2014

SLP(C) No. 7017-7018/2014

SLP(C) No. 7019/2014

SLP(C) No. 7031/2014

SLP(C) No. 7036/2014

SLP(C) No. 10065/2014

SLP(C) No. 10147-10149/2014

SLP(C) No. 11737/2014

SLP(C) No. 13401/2014
(With Interim Relief and Office Report)

SLP(C) No. 14786/2014
(With Interim Relief and Office Report)

SLP(C) No. 18356/2014

SLP(C) No. 19521/2014
(With appln.(s) for directions and Office Report)

SLP(C) No. 19523/2014

SLP(C) No. 19525/2014

SLP(C) No. 19777/2014

CONMT.PET.(C) No. 444/2013 In SLP(C) No. 5566/2012

SLP(C) No. 25279/2013
(With Interim Relief and Office Report)

SLP(C) No. 27102/2014
(With Interim Relief and Office Report)

SLP(C) No. 36391/2014
(With appln.(s) for c/delay in filing SLP and appln.(s) for
c/delay in refiling SLP and Office Report)

SLP(C) No. 36390/2014
(With appln.(s) for c/delay in refiling SLP and appln.(s) for
c/delay in filing SLP and Office Report)

SLP(C)..CC No.21151/2014

82

SLP(C)No. 36975/2013
SLP(C)No. 9551/2014
SLP(C)Nos. 10049-10050/2014
SLP(C)Nos. 10051/2014
SLP(C)Nos. 12434/2014
SLP(C)Nos. 12435-12436/2014
SLP(C)Nos. 12437/2014
SLP(C)Nos. 12438/2014
SLP(C)Nos. 12439/2014
SLP(C)Nos. 12441/2014
SLP(C)Nos. 12442/2014
SLP(C) No. 12443/2014
SLP(C) No. 13034/2014
SLP(C) No. 14781/2014
SLP(C) No. 22298-22299/2014
SLP(C) No. 22329-22331/2014
SLP(C) No. 22384-22385/2014
SLP(C) No. 22716-22718/2014
SLP(C) No. 36155-36156/2014
SLP(C) No. 36436/2014
SLP(C) No. 36644/2014
SLP(C) No. 36647-36649/2014
SLP(C) No. 12433/2014
SLP(C) No. 36141/2014
SLP(C) No. 32391/2014
SLP(C) No. 23772/2014
SLP(C) No. 26260/2014
SLP(C) No. 17559/2014
SLP(C) No. 36242/2014
SLP(C) No. 29351/2014
Contempt Petition No.7/2014 in SLP(C) No. 3242/2012
Contempt Petition No.21/2015 in SLP(C) No.27023/2012
SLP(C) No. 28167/2014
SLP(C) No. 2057/2015
SLP(C) No. 2055/2015
SLP(C) No. 17686/2014

C.A.No.2197 of 2013
(With appln.(s) for permission to file additional documents,
prayer for interim relief and office report)

C.A.No.2195 of 2013
(With prayer for interim relief and office report)

C.A.No.2198 of 2013
(With appln.(s) for discharge of advocate on record, prayer for
interim relief and office report)

83

C.A.No.2199 of 2013

C.A.No.2225 of 2013
(With prayer for interim relief and office report)

C.A.No.2226 of 2013
(With prayer for interim relief and office report)

C.A.No.2704 of 2013
(With prayer for interim relief and office report)

C.A.No.2705 of 2013

C.A.Nos.2729-2730 of 2013

C.A.No.3022/2013
(With prayer for interim relief and office report)

C.A.No.4902 of 2014
(With apln.(s) for c/delay in filing SLP and office report)

C.A.No.4928 of 2014
(With apln.(s) for c/delay in filing SLP and office report)

Date : 03/02/2015 These petitions/appeals were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE ARUN MISHRA

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Mr. Chandra Prakash, Adv.

Mr. Sunder Khatri, Adv.
Mr. Shital Khatri, Adv.
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84

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Mr. Kuldip Singh, Adv.

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Ms. Susmita Lal, Adv.

85

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Mr. Prabhat K. Rai, Adv.

Mr. Himanshu Tyagi, Adv.
Ms. Asha Gopalan Nair, Adv.

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Mr. Pankaj Dubey, Adv.

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86

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87

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88

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Mr. S.K. Singh, Adv.
Mr. Deepak Goel, Adv.

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89

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Mr. Mukul Kumar, Adv.

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Mr. Gyanendra Singh, Adv.

Mr. Vishwa Pal Singh, Adv.

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93

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Mr. Rushi Khan, Adv.

Mr. Tripurari Ray, Adv.
Mr. Anil Kaushik, Adv.
Mr. B.S. Billowria, Adv.
Mr. Rajinder Singh, Adv.
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94

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Mr. Avnish Singh, Adv.
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95

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Mr. Amit Sharma, Adv.
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Mr. Daya Krishan Sharma, Adv.
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97

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Mr. Dheeraj Nair, Adv.

Mr. Sanjay Kumar Visen, Adv.
Mr. Saravesh Singh Baghel, Adv.
Mr. Gunnam Venkateswara Rao, Adv.
Ms. B. Sunita Rao, Adv.
Mr. Ashok Mathur, Adv.
Mr. Surya Kant, Adv.

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

MATTERS FILED BY THE AUTHORITY:

The Special Leave Petitions as also the Civil Appeals are disposed of, in terms of the signed order.

98

S.L.P.(C)Nos.11020 of 2013 and 35143 of 2013:

De-link and list separately.

MATTERS FILED BY INDIVIDUALS:

S.L.P.(C)No.30969/2011, 27508/2010, 33552-33556/2011,
33984-33988/2011, 36334-36340/2011, 333/2012, 1082-1083/2012,
1104/2012, 1554/2012, 1664-1665/2012, 1739/2012, 1858/2012,
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SLP(C)NO.5566/2012, 25279/2013, 27102/2014, 36391/2014,
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99

9551/2014, 10049-10050/2014, 10051/2014, 12434/2014,
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SLP(C)No.28167/2014, 2057/2015, 17686/2014, 37126/2012,
15636/2012, 17088-17096/2012, C.A.No.2195/2013, 2198/2013,
2199/2013, 2225/2013,2226/2013, 2704/2013, 2705/2013,
2729-2730/2013, 3022/2013, 4902/2014 AND WITH C.A.No.4928/2014:

Arguments heard. Judgment reserved in all matters except
SLP(C)Nos.30969/2011, 1104/2012, 1858/2012, 2411/2014, 2612/2012,
2820/2012, 6489-6494/2012, 19521/2014 and C.A.No.2198/2013,
2729-2730/2013.

S.L.P.(C)No.10317/2012, 2639/2012, 38287/2012, 38188-18193/2012,
2798/2012, 3417/2012, 4645/2012, 4647/2012, 4661/2012, 5091/2012,
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14781/2014, 36644/2014, 36141/2014, 31675/2012, 6458-6460/2012,
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23722/2012, 7542-7543/2012, 30590/2012, 16674/2012, 16695/2012,
16723/2012, 23446-23447/2012, 32140/2012, 22484/2012, 2820/2012,
7017-7018/2014, 1554/12, 3776/12, 3917/12, 6508/12, 6849/12
2055/2015 and Cont.Pet.(c)No.7/2014 in SLP(C)No.3242/2012:

Disposed of as withdrawn, in terms of the signed order.

List SLP(C)Nos.30969/2011, 1104/2012, 1858/2012,
2411/2014, 2612/2012, 2820/2012, 6489-6494/2012, 19521/2014 and
C.A.No.2198/2013, 2729-2730/2013 on 4th February, 2015.

(G.V.Ramana) (Charanjeet Kaur) (Neetu Khajuria) (Vinod Kulvi)
AR-cum-PS AR-cumPS Sr.P.A. Asstt.Registrar
(Signed order is placed on the file)

ITEM NO.5 COURT NO.1 SECTION XI

S.L.P.(C) No.30969 of 2011
S.L.P.(C) No.1104 of 2012
S.L.P.(C) No.1858 of 2012
S.L.P.(C) No.2411 of 2012
S.L.P.(C) No.2612 of 2012
S.L.P.(C) No.2820 of 2012
S.L.P.(C) No.6489-6494 of 2012
S.L.P.(C) No.19521 of 2014
C.A. No.2198 of 2013
C.A. Nos. 2729-2730 of 2013

100

Date : 04/02/2015 These petitions were called on for hearing
today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE ARUN MISHRA

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Ms. Madhvi Sharma, Adv.
Mr. Sushant Sarkar, Adv.
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Mr. Brahm S. Nagar, Adv.
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Ms. Priyanka Singh, Adv.
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Mr. Yash Pal Dhingra, Adv.

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Dr. Sandeep Singh, Adv.
Mr. Sameer Singh, Adv.
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Mr. Sanchit Garga, Adv.
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Mr. P.S. Sharma, Adv.

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Mr. K.S. Rana, Adv.
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Mr. Anirudh Tanwar, Adv.
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Mr. Nikhilesh Bhargava, Adv.

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Mr. Himanshu Tyagi, adv.
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Mr.Prabal Bagchi, Adv.

O R D E R

S.L.P.(C) No.2820 of 2012:

Learned counsel appearing for the respective
102

petitioner(s), on instructions, seeks permission of this Court to
withdraw their respective Special Leave Petition(s) with liberty
to file appropriate review petition(s) before the High Court.

Permission sought for is granted.

The Special Leave Petition(s) is/are disposed of as
withdrawn with liberty to file appropriate review petition(s)
before the High Court within 30 days' time from the date of
receipt of a copy of this Order.

If and when such review petition(s) is/are filed, we
request the High Court to decide the same without reference to the
period of limitation.

I.A.No.3 of 2015 in S.L.P.(C)NO.1858/2012:

Dr.Rajeev Dhavan, learned senior counsel for the
applicant(s), on instructions, seeks permission of this Court to
withdraw the I.A.No.3 of 2015 with liberty to agitate his
grievance before an appropriate forum for appropriate relief(s).

Permission sought for is granted.

I.A.No.3 of 2015 is disposed of as withdrawn with liberty
to agitate his grievance before an appropriate forum for
appropriate relief(s).

Taken on board S.L.P.(C)No.2875 of 2014.

Arguments Heard.

(G.V.Ramana) (Charanjeet Kaur) (Neetu Khajuria) (Vinod Kulvi)
Court Master Court Master Sr.P.A. Asstt.Registrar

S.L.P.(C) No.30969 of 2011
S.L.P.(C) No.1104 of 2012
S.L.P.(C) No.1858 of 2012
S.L.P.(C) No.2411 of 2012
S.L.P.(C) No.2612 of 2012

103

S.L.P.(C) No.6489-6494 of 2012
S.L.P.(C) No.19521 of 2014
C.A. No.2198 of 2013
C.A. Nos. 2729-2730 of 2013

Date : 05/02/2015 These petitions/appeals were called on for hearing today.

CORAM :

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Mr. Rajiv Shankar Dvivedi, Adv.

Mr. Brahm S. Nagar, Adv.
Mr. Ashok Mathur, Adv.

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Mr. Aditya Parolia, Adv.

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Mr. Sameer Singh, Adv.
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Mr. Nikhilesh Bhargava, adv.

Mr. Mahabir Singh, Sr. Adv.
Dr. B.K. Jauhari, Adv.
Ms. Purnima Jauhari, Adv.
Mr. Suresh Sharma, Adv.

For Respondent(s) Mr. Ravindra Kumar, Adv.

Ms. Reena Singh, Adv.

Mr. Rakesh Dwivedi, Sr. Adv.
Mr. R. Chandrachud, Adv.
Mr. Rajnish Singh, Adv.
Ms. Sansriti Pathak, Adv.
Mr. Utkarsh Kulvi, Adv.

Mr. Pramod Swarup, Sr. Adv.
Ms. Alka Sinha, Adv.
Mr. Anuvrat Sharma, Adv.
Mr. G.V. Rao, Adv.

Mr. Himanshu Tyagi, adv.
Ms. Asha G. Nair, Adv.

Mr. D.N. Goburdhun, Adv.
Mr. Prabal Bagchi, Adv.

Mr. Vimal Chandra S. Dave, Adv.
Ms. Neelam Kalsi, Adv.

ORDER

CIVIL APPEAL NOS. 2729-2730 OF 2013:

The Civil Appeals are disposed of, in terms of the signed
105

order.

Arguments heard.

(G.V. Ramana) (Charanjeet Kaur) (Neetu Khajuria) (Vinod Kulvi)
Court Master Court Master Sr.P.A. Asstt.Registrar
(Signed order in C.A.Nos.2729-2730 of 2013 is placed on the file)

ITEM NO. 4 COURT NO. 1 SECTION XI

S.L.P.(C) No.30969 of 2011
S.L.P.(C) No.1104 of 2012
S.L.P.(C) No.1858 of 2012
S.L.P.(C) No.2411 of 2012
S.L.P.(C) No.2612 of 2012
S.L.P.(C) No.6489-6494 of 2012
S.L.P.(C) No.19521 of 2014
C.A. No.2198 of 2013

Date : 10/02/2015 These petitions/appeals were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE ARUN MISHRA

For Appellant(s) Mr. Amarendra Sharan, Sr. Adv.
Mr. Praveen Kumar Singh, Adv.
Ms. Madhvi Sharma, Adv.
Mr. Bal Krishan Sharma, Adv.
Mr. Sushant Kumar Sarkar, Adv.
Md. Ziauddin Ahmad, Adv.
Mr. Rajiv Shankar Dvivedi, Adv.

Mr. Aditya Vikram, Adv.
Ms. Aditi Gupta, Adv.

Mr. Brahm S. Nagar, Adv.
Mr. Ashok Mathur, Adv.

Dr. Rajeev Dhavan, Sr. Adv.
Mr. Sudhir Nagar, Adv.
Mr. Mohit Singh, Adv.

106

Mr. Ankur Prakash, Adv.
Ms. Piyush Singh, Adv.
Mr. Aditya P., Adv.
Ms. Priyanka Singh, Adv.
Mr. Yash Pal Dhingra, Adv.

Dr. Rajeev Dhavan, Sr. Adv.
Mr. Amit Gupta, Adv.
Mr. Sarwa Mitter, Adv.
For M/s. Mitter & Mitter Co., Adv.

Mr. K.B. Rohtagi, Adv.
Mr. Mahesh Kasana, Adv.
Ms. Aparna Rohatgi Jain, Adv.

Mr. Jitendra Mohan Sharma, Sr. Adv.
Mr. Nitin Singh, Adv.
Mr. Ajit Sharma, Adv.
Dr. Sandeep Singh, Adv.
Mr. Sameer Singh, Adv.
Mr. Akshat Sharma, Adv.
Mr. Pulkit, Adv.
Mr. Sanchit Garga, Adv.
Mr. Aldanish Rein, Adv.
Mr. P.S. Sharma, Adv.

Mr. Rakesh K. Khanna, Sr. Adv.
Mr. Deepak Goel, Adv.
Mr. Anirudh Tanwar, Adv.
Ms. Shefali Jain, Adv.

Mr. Rakesh K. Khanna, Sr. Adv.
Mr. Y.D. Nagar, Adv.
Mr. Anirudh Tanwar, Adv.
Ms. Shefali Jain, Adv.

Mr. Surya Kant, Adv.

Mr. Mahabir Singh, Sr. Adv.

Dr. Rajeev Sharma, Adv.
Mr. Pankaj Dubey, Adv.
Mr. Rovin Babli, Adv.
Ms. Risu Mishra, Adv.
Mr. Rovin Babu, Adv.

Dr. Rajeev Sharma, Adv.
Mr. Raghuvir Sharma, Adv.
Mr. Dharmendra Sharma, Adv.

Dr. Rajeev Sharma, Adv.
Mr. Bhanwar Pal Singh Jadon, Adv.

107

Mr. Karmendra Pratap Singh, Adv.

Mr. Vijay Hansaria, Sr. Adv.
Mr. Vikalp Mudgal, Adv.
Mr. Ashok Kumar Sharma, Adv.
Mr. Nikhilesh Bhargava, Adv.

Dr. Rajeev Sharma, Adv.
Mr. Pankaj Dubey, Adv.
Ms. Rishu Mishra, Adv.
Mr. Manish Tiwari, Adv.

Dr. Surat Singh, Adv.
Mr. Sudhanshu Palo, Adv.
Mr. Brajesh Kr. Singh, Adv.
Mr. Arun Kr. Panwar, Adv.

Mr. Ashok Sharma, Adv.
Mr. Nikhilesh Bhargava, Adv.
Ms. Anjali Bhargava, Adv.

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Ms. Sansriti Pathak, Adv.
Mr. Utkarsh Kulvi, Adv.

Mr. Pramod Swarup, Sr. Adv.
Ms. Alka Sinha, Adv.
Mr. Anuvrat Sharma, Adv.

Mr. G.V. Rao, Adv.

Mr. Himanshu Tyagi, Adv.
Ms. Asha G. Nair, Adv.

For Intervenor Mr. Pallav Shishodia, Sr. Adv.
Mr. Adarsh Aggarwal, Adv.
Mr. Wazih S., Adv.

Mr. D.N. Guburdhun, Adv.
Mr. Prabal Bagchi, Adv.

108

O R D E R

Arguments concluded. Judgment reserved.

(G.V. Ramana) (Charanjeet Kaur) (Neetu Khajuria) (Vinod Kulvi)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.2729-2730 OF 2013

M/S.GANGA CERAMICS PVT. LTD. . . .APPELLANT(S)

VERSUS

STATE OF U.P. AND ORS. . . .RESPONDENT(S)

O R D E R

1. These appeals are directed against the final judgment and order passed by the High Court of Judicature at Allahabad in C.M.W.P. No.36918 of 2008 and C.M.W.P. No.255773 of 2009, dated 04.09.2009.

2. Shri Mahabir Singh, learned senior counsel for the appellant, at the time of hearing of these appeals, would restrict his submissions to a smaller issue, namely that the representation dated 26.06.2010 filed by the appellant-herein pursuant to the public notice issued by the respondent-authority has not been considered despite of a long lapse of time. Therefore the learned senior counsel for the appellant would make a request to this

110

Court to direct the respondent-authorities to consider the said representation, in accordance with law.

3. Shri Ravindra Kumar, learned counsel for the respondent-authorities would submit that the said representation so filed by the appellant, if not considered already, would be considered in four months' time.

4. Taking into consideration the submission so made by learned counsel for the respondent-authorities, we direct the respondent-authorities to consider the said representation filed by the appellant in accordance with

law, as expeditiously as possible, at any rate, within four months' time from today.

5. Till the said representation is duly considered by the respondent-authorities in accordance with law, the status quo, ordered by this Court, by order dated 05.07.2010, shall continue.

6. We clarify that during the pendency of the consideration of the said representation, the parties shall not alienate, transfer and create any third party rights with respect to the subject matter of these appeals.

7. In view of the above, we dispose of these Civil Appeals.

Ordered accordingly.

.....CJI.
(H.L. DATTU)

.....J.
(A.K. SIKRI)

.....J.
(ARUN MISHRA)

NEW DELHI;
FEBRUARY 05, 2015