

ITEM NO.301

COURT NO.2

SECTION X

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

Writ Petition (Civil) No.940/2017

BIKRAM CHATTERJI & ORS.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(MATTERS REGARDING SUREKHA FAMILY; IA No.110402/2020 - FOR PLACING ADDITIONAL DOCUMENTS ON RECORD; IA No.110027/2020 - FOR PERMISSION TO PLACE AFFIDAVIT ON RECORD; IA No.189314/2019 - COMPLIANCE OF COURT'S ORDER; IA No.60700/2020 - FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES; IA No.127787/2019 - FOR RECALLING THE COURT'S ORDER; and, IA No.127793/2019 - FOR RECALLING THE COURT'S ORDER)

WITH

W.P.(C) No.245/2018 (X)

W.P.(C) No.306/2018 (X)

W.P.(C) No.502/2019 (X)

Diary No.36392/2019 (X)

SLP(C) No.1879/2018 (XVII)

SMC(Cr1) No.4/2018 (XVII)

W.P.(C) No.378/2018 (X)

W.P.(C) No.298/2018 (X)

CONMT.PET.(C) No.483/2020 in W.P.(C) No.940/2017 (X)

W.P.(C) No.288/2018 (X)

W.P.(C) No.1397/2018 (X)

W.P.(C) No.246/2018 (X)

W.P.(C) No.226/2018 (X)

W.P.(C) No.267/2018 (X)

W.P.(C) No.1018/2017 (X)

W.P.(C) No.353/2018 (X)

W.P.(C) No.460/2018 (X)

W.P.(C) No.829/2018 (X)

W.P.(C) No.742/2018 (X)

W.P.(C) No.199/2018 (X)

W.P.(C) No.134/2018 (X)

W.P.(C) No.164/2018 (X)

W.P.(C) No.1206/2017 (X)

W.P.(C) No.281/2018 (X)

W.P.(C) No.1116/2017 (X)

W.P.(C) No.1156/2017 (X)

W.P.(C) No.1144/2017 (X)

W.P.(C) No.1041/2017 (X)

W.P.(C) No.971/2017 (X)

W.P.(C) No.947/2017 (X)

W.P.(C) No.56/2018 (X)

W.P.(C) No.57/2018 (X)

W.P.(C) No.74/2018 (X)

W.P.(C) No.131/2018 (X)

W.P.(C) No.182/2018 (X)

W.P.(C) No.942/2017 (PIL-W)

(IA No.78918/2021 - FOR APPROPRIATE ORDERS/DIRECTIONS; and, IA No.110167/2020 - FOR INTERVENTION)

W.P.(C) No.8/2018 (X)

W.P.(C) No.1242/2017 (X)

W.P.(C) No.58/2018 (X)

W.P.(C) No.21/2018 (X)

W.P.(C) No.52/2018 (X)

W.P.(C) No.91/2018 (X)

W.P.(C) No.160/2018 (X)

Date : 01-08-2022 These matters were called on for hearing today.

CORAM :

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HON'BLE MS. JUSTICE BELA M. TRIVEDI

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

PART - I

Re.: Part-II (iii) of Order dated 25.07.2022

Mr. Ravindra Kumar, learned Senior Advocate appearing for NOIDA/Greater NOIDA, has drawn our attention to Part-II Segment (iii) of the Order dated 25.07.2022 and submitted that the issue relating to the Rate of Interest payable to NOIDA/Greater NOIDA Authorities is still pending consideration and judgment was reserved on said issue by this Court.

It is, therefore, submitted that the matters under aforestated Segment (iii) ought not to be disposed of in terms of general directions issued by this Court on 25.07.2022.

We see substance in the submission advanced by Mr. Ravindra Kumar, learned Senior Advocate.

It is, therefore, directed that applications mentioned in Part-II Segment (iii) of the Order dated 25.07.2022 be not taken to have been disposed of and shall be retained on the file of this Court.

Let the Order dated 25.07.2022 be corrected accordingly.

PART - II

Re.: MATTERS CONCERNING SUREKHA FAMILY

[IA No127787 of 2019 - For Recall of Order dated 23.07.2019 (Vol. No.I-85); IA No.127793 of 2019 - For Recall of Order dated 23.07.2019 (Vol. No.I-86); IA No.189314 of 2019 - Application on behalf of Surekha Family in Compliance of Court's Order (Vol. No.I-103); IA No.60700 of 2020 - For placing on record documents on behalf of Surekha Family (Vol. No.I-119); , IA No.110027 of 2020 - For placing on record affidavit dated 02.05.2019; (Vol. No.I-149); IA No.110402 of 2020 - For placing on record additional document (Vol. No.I-150); and, Document Vol. No.R-64 - Reply on behalf of Surekha Family to IA No.50370 of 2020; Document Vol No.R-71 - Objection on behalf of Surekha Group; Document Vol No.R-101 - Convenience Note-I; Document Vol No.R-102 - Convenience Note-2; Document Vol No.R-143 - Convenience Note Vol.-I dated 04.01.2021; Document Vol No.R-144 - Convenience Note Vol.-2 dated 04.01.2021; and, Document Vol No.R-170 - Affidavit on behalf of Surekha Group.]

In terms of directions issued by this Court in its Order dated 11.07.2022, a Status Report has been filed on behalf of the Enforcement Directorate with regard to on going investigation in relation to Surekha Family. According to the Report, the investigation with regard to certain facets of the matter is still in progress.

Mr. Arkaj Kumar, learned Advocate appearing for the Enforcement Directorate, on instructions, submits that the pending investigation would be complete in about three weeks' time.

Considering the circumstances on record including the submission made by Mr. Arkaj Kumar, learned Advocate, we adjourn this matter to 22.08.2022.

The Enforcement Directorate shall file further Status Report on or before 20.08.2022, in a sealed cover.

The Registry is directed to keep the present Status Report in a sealed cover.

PART - III

Re.: E-mail received from Mr. Devesh Sinha

An e-mail dated 29.07.2022 has been received from Mr. Devesh Sinha (Email ID: sinha_and@rediffmail.com and Mobile No.9681460512) stating that he has invested Rs.28,00,000/- (Rupees Twenty Eight Lakhs Only) and booked Flat in a project initiated by M/s. Amrapali Leisure Valley Pvt. Ltd., being Flat No.E-2801, Verona Heights, Greater NOIDA West (NOIDA Extension), Uttar Pradesh.

The communication states that his wife is suffering from serious cancer and is in the third stage. The communication submits that the applicant be favoured with refund of the amount deposited by him.

Let the communication be made over to the learned Court Receiver, who may look into the matter and take appropriate steps.

PART - IV

Re: I.A. No.65984/2021 - For Directions (Vol. No.I-195)

The controversy raised in the matter among other things is being looked into by the learned Court Receiver.

Consequently, the matter need not engage the attention of the Court.

Mr. Anand Nandan, learned counsel appearing for the applicant, therefore, seeks liberty to withdraw said application.

I.A. No.65984 of 2021 is, accordingly, dismissed as withdrawn.

PART - V

Re: I.A. Nos.155928 & 155931 of 2021 - Applications for Intervention and Directions (Vol. No.Z-377)

These applications have been mentioned by Mr. M.L. Lahoty, learned Advocate.

List these applications on 08.08.2022.

PART - VI

All the remaining Interlocutory Applications on Board are adjourned to 08.08.2022 at 2.00 p.m.

(MUKESH NASA)
AR-cum-PS

(VIRENDER SINGH)
BRANCH OFFICER