

ITEM NO.302

Court 3 (Video Conferencing)

SECTION PIL-W

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(s) (Civil) No(s). 592/2021

SARINA SARKAR & ORS.

Petitioner(s)

VERSUS

THE STATE OF HARYANA & ORS.

Respondent(s)

IA No. 92847/2021 - AMENDMENT OF THE PETITION
IA No. 106531/2021 - APPLICATION FOR EXEMPTION FROM FILING TYPED DOCUMENTS

IA No. 82566/2021 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 71100/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 92163/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 65544/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 91186/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 64532/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 106530/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 84526/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 103150/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 92851/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 82565/2021 - INTERVENTION APPLICATION
IA No. 71098/2021 - MODIFICATION
IA No. 92160/2021 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 65543/2021 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 91182/2021 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 103148/2021 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

WITH

W.P. (C) No. 759/2021 (PIL-W)

IA No. 82248/2021 - APPLICATION FOR PERMISSION
IA No. 82274/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 82250/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 79663/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 82271/2021 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

W.P. (C) No. 1023/2021 (X)

(FOR ADMISSION and IA No.114426/2021-GRANT OF INTERIM RELIEF and IA No.114427/2021-EXEMPTION FROM FILING O.T...)

Date : 22-10-2021 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE MR. JUSTICE DINESH MAHESHWARI

For Parties

Mr. Tushar Mehta, Id. SG
 Mr. Anil Grover, Sr. AAG
 Mr. B K. Satija, AAG
 Mr. Samar Vijay Singh, AOR

Mr. Colin Gonsalves, Sr Adv
 Ms. Anupradha Singh Adv
 Ms. Kawalpreet Kaur Adv
 Mr. Haider Ali Adv
 Mr. Satya Mitra, AOR

Mr. J.K Sud, LD ASG
 Ms. Vimal Sinha, Adv.
 Mr. Kamendra Mishra, Adv.
 Mr. Sughosh Subramanyam, Adv.
 Mr. Manish, Adv.
 Mr. Amrish Kumar, AOR

Mr. Sanjay Parikh, Sr. Adv.
 Mr. Srishti Agnihotri, AOR
 Mr. Tripti Poddar, Adv
 Mr. Satwik Parikh, Adv
 Mr. Sanjana Grace Thomas, Adv

Mr. Mohit Paul, AOR
 Mr. Kamal Gupta, Adv.
 Ms. Sunaina Phul, Adv.

Mr. Arun Bhardwaj, Sr. Adv., Addl. AG
 Mr. B K. Satija, AAG
 Ms Ruchi Kohli, AAG
 Dr. Monika Gusain, AOR

Mr. Sanjay Kumar Visen, AOR

Mr. B. K. Satija, AOR

Ms. Manju Jetley, AOR

Mr. Rajat Joseph, AOR

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

I.A.No... /2021-application for direction filed on
 21.10.2021

Two reliefs have been claimed in this application.

As regards the first relief of not insisting for upfront payment at the time of issue of provisional allotment letter, Mr. Arun Bhardwaj, learned senior counsel appearing for Faridabad Municipal Corporation (for short "the Corporation") submits that it appears that some letters have been issued inadvertently. Hence, the same will be recalled. Further, the upfront amount would be collected from the concerned allottee(s) only upon issuance of final allotment letter after draw of lots as per the latest scheme. This submission is placed on record.

In respect of prayer clause (b), it is submitted by Mr. Arun Bhardwaj, learned senior counsel appearing for the Corporation that the grievance in the application about payment of solatium amount for six months to affected persons, as per the policy, will be looked into and corrective steps taken if there is any case of non-payment, subject to verification.

In light of above, nothing more is required to be done on this application, for the time being. The same may remain pending till the next date of hearing, when appropriate statement can be made by learned counsel appearing for the Corporation after taking instructions.

We appreciate the stand taken by Mr. Arun Bhardwaj, learned senior counsel appearing for the Corporation that instead of pursuing the proceedings before this Court, the grievances such as mentioned in the present application can be brought to his notice by the learned counsel appearing for the petitioners/applicants, so that he would be in a position to give appropriate advice to the concerned official and call upon the Corporation to take corrective measures, as may be required.

In future, before filing application of this nature, the petitioners-applicants must first intimate the learned senior counsel for the Corporation about any issue in respect of which redressal is sought by the concerned person, which can be examined by the Corporation and if it remains unresolved for more than two weeks from the date of intimation, it would be open to the petitioners/applicants to file application before this Court.

Hearing on the issue of validity of the Rehabilitation Scheme had commenced but in the midst of hearing as connectivity problem occurred at the end of Mr. Sanjay Parikh, learned senior counsel, the hearing could not continue. Hence, as requested, the matters be

now listed on 12.11.2021.

(DEEPAK SINGH)
COURT MASTER (SH)

(VIDYA NEGI)
COURT MASTER (NSH)