

ITEM NO.16

COURT NO.7

SECTION XI

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. 10260/2023

(Arising out of impugned final judgment and order dated 29-08-2022 in MUA227 No. 10141/2016 passed by the High Court of Judicature at Allahabad)

BHARTI GUPTA

Petitioner(s)

VERSUS

NARESH & ANR.

Respondent(s)

(IA No.56063/2023-CONDONATION OF DELAY IN FILING and IA No.56070/2023-EX-PARTE STAY and IA No.56065/2023-EXEMPTION FROM FILING O.T.)

Date : 27-03-2023 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJIV KHANNA
HON'BLE MR. JUSTICE M.M. SUNDRESH

For Petitioner(s)

Ms. Preeti Singh, AOR
Mr. Sunklan Porwal, Adv.
Mrs. Saumya Dwivedi, Adv.
Mrs. Kumkum Mandhanya, Adv.
Mrs. Rachna Nain, Adv.
Mr. Rishabh Munjal, Adv.
Mrs. Simranjeet Kaur, Adv.
Mrs. Khusboo Choudhary, Adv.

For Respondent(s)

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

Delay condoned.

Issue notice returnable in the month of August 2023.

Notices will be served by all modes, including dasti.

It is pointed out by the learned counsel for the petitioner that the issue whether the respondent is entitled to benefit under

Section 20(4) of the Uttar Pradesh Urban Buildings (Regulation of Letting, Rent and Eviction) Act, 1972 (the 1972 Act) in view of the construction of the house, was examined by the trial Court and the appellate Court. Hence, the order of remand would serve no purpose and would amount to duplicacy of proceedings.

There will be stay of directions with regard to remand for examination of the question whether the respondent is entitled to the benefit under Section 20(4) of the 1972 Act.

(DEEPAK GUGLANI)
AR-CUM-PS

(R.S. NARAYANAN)
COURT MASTER (NSH)