

ITEM NO.7

COURT NO.2

SECTION XV

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

Petition(s) for Special Leave to Appeal (C) No. 3123/2018

(Arising out of impugned final judgment and order dated 19-09-2017 in SBCFA No. 216/2009 passed by the High Court of Judicature for Rajasthan at Jodhpur)

LEGAL REPRESENTATIVES OF LATE SHRI
ABDUL RAZAK & ORS.

Petitioner(s)

VERSUS

LEGAL REPRESENTATIVES OF LATE SHRI
ABDUL GAFOOR & ORS.

Respondent(s)

WITH

SLP(C) No. 3467/2018 (XV)

(IA No. 101473/2024 - APPLICATION FOR SUBSTITUTION

IA No. 145316/2018 - EXEMPTION FROM FILING O.T.

IA No. 44293/2019 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

IA No. 17877/2018 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

Date : 15-10-2024 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJIV KHANNA

HON'BLE MR. JUSTICE SANJAY KUMAR

For Petitioner(s) Mr. Kapil Sibal, Sr. Adv.
Mr. Nizam Pasha, Adv.
Mr. Naman R Sancheti, Adv.
Mr. K. Paari Vendhan, AOR

Mr. Huzefa Ahmadi, Sr. Adv.
Mr. Sarad Kumar Singhania, Adv.
Ms. Rashmi Singhania, AOR

For Respondent(s) Ms. Vibha Datta Makhija, Sr. Adv.
Mr. Faisal Zafar, Adv.
Mr. Kush Chaturvedi, AOR
Ms. Prerna Priyadarshini, Adv.
Mr. Syed Faraz Alam, Adv.
Mr. Atharva Gaur, Adv.
Mr. Aayushman Aggarwal, Adv.

Mr. Sandeep Kumar Jha, AOR

Mr. Huzefa Ahmadi, Sr. Adv.
Mr. Sarad Kumar Singhania, Adv.
Ms. Rashmi Singhania, AOR

Mr. Kapil Sibal, Sr. Adv.
Mr. Nizam Pasha, Adv.
Mr. Naman R Sancheti, Adv.
Mr. K. Paari Vendhan, AOR

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

We have heard the learned counsel for the parties at length and in our opinion, the present special leave petitions have no merit as the original Bapi Patta holders had not been granted any declaration of recognition in terms of Rule 62 of the Rajasthan Minor Mineral Concession Rules, 1977. In fact, the earlier Rules, namely, Rajasthan Minor Mineral Concession Rules, 1959, *vide* Rule 58, had required a similar declaration for recognition of Bapi Rights.

During the course of hearing, the issue as to whether the suit preferred by Abdul Shakoor, now represented by his legal representatives, namely, Original Suit No. 44/2006 (34/2007) before the Additional District Judge (Fast Track) Parbatsar, Rajasthan, is barred by the limitation, has been raised.

Recording the aforesaid, the present special leave petitions are dismissed.

Pending application(s), if any, shall stand disposed of.

(BABITA PANDEY)
COURT MASTER (SH)

(R.S. NARAYANAN)
ASSISTANT REGISTRAR