

ITEM NO.8 Court 5 (Video Conferencing) SECTION IX

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

Petition(s) for Special Leave to Appeal (C) No(s).6860/2021

(Arising out of impugned final judgment and order dated 07-04-2021 in WP No. 317/2019 passed by the High Court of Judicature at Bombay)

DAMAN HOSPITALITY PRIVATE LIMITED & ANR. Petitioner(s)

VERSUS

U.T. ADMINISTRATION OF DAMAN AND DIU & ORS. Respondent(s)

(WITH I.R. and IA No.60823/2021-APPLICATION FOR EXEMPTION FROM FILING ORIGINAL VAKALATNAMA/OTHER DOCUMENT)

Date : 01-07-2021 This petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MR. JUSTICE M.R. SHAH

For Petitioner(s) Mr. Harish Salve, Sr. Adv.
Mr. Nikhil M. Sakhardande, Sr. Adv.
Mr. Rajendra Barot, Adv.
Ms. Liz Mathew, AOR
Mr. Rohan Rajadhyaksha, Adv.
Ms. Sonali Mathur, Adv.
Mr. Amey Mirajkar, Adv.
Ms. Anusha Jacob, Adv.
Mr. Vedant Jalan, Adv.
Ms. Sonali Jain, Adv.

For Respondent(s)

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

- 1 While admitting the writ petition which has been filed under Article 226 of the Constitution by the petitioners, the Bombay High Court, by its order dated 7 April 2021, has directed that the proceedings be listed in the weekly list in September 2021 and has expedited the hearing.

- 2 Mr Harish Salve, learned Senior Counsel appearing on behalf of the petitioners, with Mr Nikhil M Sakhardande, learned Senior Counsel and Ms Liz Mathew, learned counsel, submits that the urgency of the matter is that the petitioners, acting on the Rules which were framed in 2008 and the NOCs, have constructed a hotel and the withdrawal of the notification is a matter of serious prejudice.
- 3 We are neither inclined to entertain the Special Leave Petition at this stage nor are we expressing any opinion on the merits of the case, since the proceedings are pending before the High Court. However, we grant liberty to the petitioners to move the High Court for an expedited date for the listing of the proceedings. The High Court may consider any such request to take up the proceedings at an early date, subject to the exigencies of its work.
- 4 Subject to the aforesaid liberty, the petition is dismissed.
- 5 Pending application, if any, stands disposed of.

(SANJAY KUMAR-I)
AR-CUM-PS

(SAROJ KUMARI GAUR)
COURT MASTER