

IN THE SUPREME COURT OF INDIA
INHERENT JURISDICTION

REVIEW PETITION (CIVIL) No(s). _____ OF 2019
(@ Diary No(s). 11536/2019)

IN

CIVIL APPEAL NOS. 10629-31 OF 2014

WITH

CIVIL APPEAL NOS. 9829-30 OF 2016

WITH

CIVIL APPEAL NO (s). 9900 OF 2016

DAVID MANTOSH & ORS.

Petitioner(s)

VERSUS

COMPETENT AUTHORITY CALCUTTA & ORS.

Respondent(s)

O R D E R

Defects pointed out by the Registry are waived.

We have gone through the grounds raised in the Review Petitions.

The Review Petitions have not made out any error in the detailed Judgment passed by this Court dated 26th February, 2019 passed in the Civil Appeals. It has been noted that the suit property was not in possession of the Review Petitioners since 1962. The suit property was covered by the Notification issued under the Urban Land Ceiling and Regulation Act, 1976.

The final Notification was issued under Section 10 sub-section 3 of this Act on 11 May, 1990. As a consequence, the suit property stood vested in the State free from all incumbrances.

The Review Petitioners filed a Civil Suit to challenge the proceedings under the Urban Land Ceiling Act by filing a title suit on 29th June, 1998. The said suit was not maintainable in view of the statutory bar in the Urban Land Ceiling Act.

This Court after going through the entire evidence, the Judgments delivered by the Courts below and the evidence brought on record has allowed the appeals filed by the competent authority and Apollo Hospitals which had acquired ownership from the State on 30 years lease basis.

The Review Petitions are dismissed as there is no merit in the same.

.....J.
(UDAY UMESH LALIT)

.....J.
(INDU MALHOTRA)

NEW DELHI
SEPTEMBER 17, 2019.

ITEM NO.1003

SECTION XVI

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

REVIEW PETITION (CIVIL) Diary No(s). 11536/2019

(Arising out of impugned final judgment and order dated 26-02-2019 in C.A. No. No. 10629/2014 26-02-2019 in C.A. No. No. 10630/2014 26-02-2019 in C.A. No. No. 10631/2014 26-02-2019 in C.A. No. No. 9829/2016 26-02-2019 in C.A. No. No. 9830/2016 26-02-2019 in C.A. No. No. 9900/2016 passed by the Supreme Court Of India)

DAVID MANTOSH & ORS.

Petitioner(s)

VERSUS

COMPETENT AUTHORITY CALCUTTA & ORS.

Respondent(s)

Date : 17-09-2019 These petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE UDAY UMESH LALIT
HON'BLE MS. JUSTICE INDU MALHOTRA

By Circulation

UPON perusing papers the Court made the following
O R D E R

Defects pointed out by the Registry are waived.

The review petitions are dismissed in terms of the signed order.

Pending application, if any, stands disposed of.

(POOJA CHOPRA)
COURT MASTER

(RAJINDER KAUR)
BRANCH OFFICER

(Signed order is placed on the file)