

ITEM NO.18

COURT NO.2

SECTION XIV

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.6066/2017

(Arising out of impugned final judgment and order dated 21-10-2016 in RSA No. 293/2015 passed by the High Court of Delhi at New Delhi)

BIRENDER SINGH

Petitioner(s)

VERSUS

DELHI DEVELOPMENT AUTHORITY AND ANR.

Respondent(s)

Date : 07-07-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPAK MISRA  
HON'BLE MR. JUSTICE A.M. KHANWILKAR

For Petitioner(s) Ms. Kiran Suri, Sr. Adv.  
Mr. B. karunakaran, Adv.  
Mr. Pramendra Kumar, Adv.  
Mr. A.P. Malik, Adv.  
Mr. Nikilesh Ramachandran, AOR

For Respondent(s)

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

Heard Ms. Kiran Suri, learned senior counsel for the petitioner.

It is submitted by the learned counsel for the petitioner that though the land belongs to the Delhi Development Authority, it was transferred in favour of the Municipal Corporation of Delhi in 1987 and, thereafter, the Corporation passed a resolution for regularizing the relevant colony. The grievance of the petitioner is that the High Court has not considered this aspect.

In view of the aforesaid, we permit the petitioner to file an application for review before the High Court within four weeks hence, in which case the High Court shall dispose of the same in accordance with law without rejecting it on the ground of limitation. The High Court may be well advised to issue notice to the Municipal Corporation of Delhi and take its stand on record. In case, the High Court does not find any merit in the application for review, liberty is granted to the petitioner to challenge the order passed in review, as well as the impugned order (the main order) before this Court.

The special leave petition is, accordingly, disposed of.

(Chetan Kumar)  
Court Master

(H.S. Parasher)  
Court Master