

REVISED

ITEM NO.1 Court 9 (Video Conferencing) SECTION XVII-A

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

Civil Appeal No(s). 4986/2018

M/S EMAAR MGF LAND LTD.

Appellant(s)

VERSUS

KUMAR RISHABH & ANR.ETC.

Respondent(s)

([[FOR DIRECTION]

(IA No. 56573/2018 - STAY APPLICATION)

WITH C.A. No. 598/2020

(IA FOR STAY APPLICATION ON IA 3910/2020 FOR APPLICATION FOR PERMISSION ON IA 44280/2020
IA No. 3910/2020 - STAY APPLICATION)

C.A. No. 4987/2018

(FOR FOR STAY APPLICATION ON IA 56603/2018 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 74391/2018
IA No. 56603/2018 - STAY APPLICATION)

C.A. No. 7738-7756/2019

(FOR STAY APPLICATION ON IA 137099/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 140967/2019 FOR VACATING STAY ON IA 185827/2019 FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 186941/2019
IA No. 137099/2019 - STAY APPLICATION
IA No. 185827/2019 - VACATING STAY)

C.A. No. 8474/2019

(FOR STAY APPLICATION ON IA 153422/2019 FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 184611/2019
IA No. 153422/2019 - STAY APPLICATION)

C.A. No. 8914/2019

(FOR FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 183071/2019)

C.A. No. 596/2020

(IA FOR STAY APPLICATION ON IA 4141/2020 FOR APPLICATION FOR PERMISSION ON IA 44285/2020
IA No. 4141/2020 - STAY APPLICATION)

**C.A. No. 3895-3903/2020
(IA FOR EX-PARTE STAY ON IA 46934/2020
IA No. 46934/2020 - EX-PARTE STAY)**

**C.A. No. 3210-3221/2020
(IA FOR STAY APPLICATION ON IA 94057/2020
IA No. 94057/2020 - STAY APPLICATION)**

**C.A. No. 3691/2020
(FOR FOR STAY APPLICATION ON IA 117334/2020 FOR EXEMPTION FROM
FILING C/C OF THE IMPUGNED JUDGMENT ON IA 117335/2020
IA No. 117334/2020 - STAY APPLICATION)**

Date : 16-02-2021 These matters were called on for hearing today.

CORAM :

**HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE HRISHIKESH ROY**

For Appellant(s)

1,1.2

**Mr. Pinaki Mishra, Sr. Adv.
Mr. Aditya Narain, Adv.
Mr. Arnab Narain, Adv.
Ms. Monika Balhara, Adv.
Mr. Mishra Raj Shekhar, Adv.
Ms. Shipra Saboo, Adv.
Mr. Kabir Dixit, AOR**

1.3 to 1.6 & 1.8

**Mr. Pinaki Mishra, Sr. Adv.
Mr. Sanchar Anand, Adv.
Mr. Anant Kumar Vatsya, Adv.
Mr. Shiv Kumar, Adv.
Mr. Avinash Kumar Singh, Adv.
Mr. Hemant Batra, Adv.
Mr. Devendra Singh, AOR**

1.7

**Mr. Pinaki Mishra, Sr. Adv.
Mr. Pratap Shanker, Adv.
Mr. Avinash Kr. Singh, Adv.
Mr. Ankit Kumar, Adv.
Mr. Swetank Shantanu, AOR**

1.5

**Mr. H.D. Thanvi, Adv.
Ms. Preeti Thanvi, Adv.
Mr. Rishi Matoliya, AOR**

For Respondent(s)

CA 3210-3221/2020

**Mr. Saurabh Jain, Adv.
Mr. P. K. Jain, AOR
Mr. P.K.Goswami, Adv.
Mr. S.P. Singh Rathore, Adv.**

R-8 IN 1.8	Mr. Ankur Bansal, AOR Mr. Davesb Bhatia, Adv. Mr. Rajiv Ranjan Dwivedi, AOR
1, 1.2, 1.3, 1.7	Mr. Sameer Abhyankar, AOR Mr. Amish Tandon, Adv. Mr. Nalin Talwar, Adv. Mr. Ayush Beotra, Adv. Mr. Varun Tandon, Adv. Mr. Dipin Tamang, Adv.
1.4	Mr. H.D. Thanvi, Adv. Ms. Preeti Thanvi, Adv. Mr. Rishi Matoliya, AOR Mr. Devendra Singh, AOR
1.7	Ms. Mohini Priya, AOR Ms. Samprikta Ghoshal, Adv.
R-17-18 In 1.3	Ms. Ekta Bhasin, Adv. Mr. Ashok Mathur, AOR

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

IA No.22784/2021 IN CIVIL APPEAL NOS.3895-3903/2020

The application is allowed and the appeals stand disposed of as withdrawn in terms of the signed order.

Pending application(s) stand(s) disposed of.

IA NO.22456/2021 IN CIVIL APPEAL NO.7741/2019
IA NO.22453/2021 IN CIVIL APPEAL NO.7744/2019
&
IA NO.22292/2021 IN CIVIL APPEAL NO.3213/2020
IA NO.22446/2021 IN CIVIL APPEAL NO.3214/2020
IA NO.22440/2021 IN CIVIL APPEAL NO.3216/2020

The applications are allowed and the appeals stand dismissed as withdrawn in terms of the signed order.

OTHER APPEALS

Learned senior counsel for the appellant on instructions states that insofar as the remaining appeals are concerned, the

template will be circulated and they will endeavour to resolve all the other matters also in respect of 29 flats. Wherever payment has been made in terms of the order dated 05.01.2021, possession can be taken over.

List for further proceedings on 16.03.2021.

(ASHA SUNDRIYAL)

ASTT. REGISTRAR-cum-PS

(POONAM VAID)

COURT MASTER (NSH)

[SIGNED ORDER IS PLACED ON THE FILE]

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NOS.3895-3903/2020

M/S EMAAR MGF LAND LTD.

Appellant(s)

VERSUS

YOGESH VERMA & ANR.ETC.

Respondent(s)

WITH

IA NO.22456/2021 IN CIVIL APPEAL NO.7741/2019
IA NO.22453/2021 IN CIVIL APPEAL NO.7744/2019
IA NO.22292/2021 IN CIVIL APPEAL NO.3213/2020
IA NO.22446/2021 IN CIVIL APPEAL NO.3214/2020
IA NO.22440/2021 IN CIVIL APPEAL NO.3216/2020

O R D E R

IA No.22784/2021 IN CIVIL APPEAL NOS.3895-3903/2020

The parties have resolved their disputes and have filed a compromise application duly supported by an affidavit. The factum of this compromise having been arrived at as also recorded in the order dated 05.01.2021.

In terms of the settlement, a dual prayer is made:

"a) Direct the Release of the amount as deposited by the Appellant with respect to Respondents in this Court in compliance of order dated 9.6.2020 passed in present Civil Appeal No.3895-3903 of 2020 as per details given in para 6 herein above and kept in fixed deposit and/or:

b) Allow the appellant to withdraw the present Civil Appeal Nos.3895-3903 of 2020 and/or:"

In view of the parties having arrived at a settlement, the application is allowed.

CIVIL APPEAL NOS.3895-3903/2020

Consequent to the application being allowed, the Civil Appeals are dismissed as withdrawn and the amount deposited in the Registry be refunded to the appellant along with accrued interest, if any.

IA NO.22456/2021 IN CIVIL APPEAL NO.7741/2019

IA NO.22453/2021 IN CIVIL APPEAL NO.7744/2019

&

IA NO.22292/2021 IN CIVIL APPEAL NO.3213/2020

IA NO.22446/2021 IN CIVIL APPEAL NO.3214/2020

IA NO.22440/2021 IN CIVIL APPEAL NO.3216/2020

The parties have resolved their disputes and have filed compromise applications duly supported by affidavits.

In view of the parties having arrived at a settlement, the applications are allowed.

Consequent to the application being allowed, the Civil Appeals are dismissed as withdrawn and the amount deposited in the Registry be refunded to the appellant along with accrued interest, if any.

.....J.
[SANJAY KISHAN KAUL]

.....J.
[HRISHIKESH ROY]

NEW DELHI;
FEBRUARY 16, 2021.

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