

ITEM NO.35

COURT NO.11

SECTION XI

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

SPECIAL LEAVE PETITION (CIVIL) Diary No.37159/2018

(Arising out of impugned final judgment and order dated 02-01-2018 in WB No. 10611/2001, 04-09-2018 in WB No. 5010/2018 passed by the High Court Of Judicature At Allahabad)

VIKRAM SINGH

Petitioner(s)

VERSUS

DEPUTY DIRECTOR OF CONSOLIDATION & ORS.

Respondent(s)

(FOR ADMISSION and I.R.; IA No.148010/2018-CONDONATION OF DELAY IN FILING; and, IA No.148011/2018-EXEMPTION FROM FILING O.T.)

Date : 02-11-2018 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE UDAY UMESH LALIT
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

For Petitioner(s)

Mr. Shail Kumar Dwivedi, Adv.
Mr. Gunnam Venkateswara Rao, AOR
Mr. Siddharth Krishna Dwivedi, Adv.
Ms. Nidhi Singh Dwivedi, Adv.
Mr. S. Deshraj, Adv.

For Respondent No.3

Mr. S.S. Nehra, AOR
Mr. R.K. Gupta, Adv.

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

Learned counsel appearing for the petitioner submits that the petitioner was not arrayed as the respondent in case No.1518 of 1991, which was pending before the Deputy Director of Consolidation, Bulandshahar. It was only on 13.11.1997 that an application was filed by the original applicant to add the petitioner as a party with request to issue summons to the petitioner.

Learned counsel further submits that no summons were ever issued to the petitioner. Vakalatnama allegedly filed on behalf of the petitioner was also disputed by the petitioner. However, this part of the matter was not even gone into at any stage.

Delay condoned.

Issue notice, returnable in four weeks.

Dasti service, in addition, is permitted.

Mr. S. S. Nehra, learned counsel accepts notice on behalf of respondent no.3. He may file affidavit in reply within three weeks from today.

Until further orders, status-quo as on today regarding possession of the property in dispute shall be maintained by the parties.

(MUKESH KUMAR)
COURT MASTER

(SUMAN JAIN)
BRANCH OFFICER