

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.968 OF 2020
(Arising out of S.L.P.(Civil)No.26636 of 2019)

Pandit Deen Dayal Dangroliya Shiksha
Prasar Samiti, Bhind ...Appellant

Vs.

National Council For Teacher Education
& Anr. ...Respondents

O R D E R

Leave granted.

We have heard learned cocounsel for the parties.

The argument which was sought to be advanced before the High Court, which did not find favour was, that since the application to be submitted online had to be also by a process of sending a hard copy of the application, window of seven days granted in the Regulation would imply that the application should be completed within a period of seven days from the online application. This plea has been rejected by the impugned order and in our view, rightly so. We thus give our imprimatur to the reasoning of the High Court.

However, in the given facts and circumstances of the case, we find that the ownership rights were acquired by the petitioner-Society in pursuance to the transfer of the land

by the Secretary of the Society who owned the same. The sale deed was executed on 30th December, 2012 i.e before the last cut off for sending online application on 31st December, 2012. However, the registration of the sale deed took place on 1st January, 2013. Thus, in our view, the registration of the sale deed will relate back to the date of execution of the sale deed and thus in the given facts and circumstances, we are inclined to take the application submitted by the appellant as complete.

The appeal is disposed of in terms aforesaid leaving the parties to bear their own costs making it clear that this order is passed in the peculiar facts and circumstances of the case and this order shall not be treated as a precedent.

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

.....J.
[S.RAVINDRA BHAT]

New Delhi;
February 3, 2020.

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). 26636/2019

(Arising out of impugned final judgment and order dated 05-08-2019 in WP No. 10008/2019 passed by the High Court of M.P, Bench at Gwalior)

PANDIT DEEN DAYAL DANGROLIYA SHIKSHA PRASAR
SAMITI, BHIND

Petitioner(s)

VERSUS

NATIONAL COUNCIL FOR TEACHER EDUCATION & ANR.

Respondent(s)

(IA No. 170980/2019 - EXEMPTION FROM FILING O.T.)

Date : 03-02-2020 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE S. RAVINDRA BHAT

For Petitioner(s) Mr. Mayank Manish, Adv.
Mr. Ravi Kant, Adv.
Mr. Chandra Prakash, AOR

For Respondent(s) Mr. Rajesh Srivastava, AOR

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

Leave granted.

The appeal is disposed of in terms of the signed
order.

Pending application shall also stand disposed of.

(ANITA MALHOTRA)
COURT MASTER

(ANITA RANI AHUJA)
COURT MASTER

(Signed order is placed on the file.)