

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION  
CIVIL APPEAL NO. 3168 OF 2019

RAJENDRA SHANKAR SHUKLA & ORS.

Appellant(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

O R D E R

Having heard learned Counsel appearing for the parties exhaustively and having heard, in particular, the elaborate arguments by Mr. Shoeb Alam, which were made with great clarity, we are of the view that this appeal needs to be dismissed.

This is for the reason that the Ministry of Environment, Forest and Climate Change has filed an affidavit dated 22.04.2019, pursuant to our order dated 11.04.2019, in which, for reasons stated by it, the State Authority is the competent authority and not the Ministry of Environment, Forest and Climate Change. Even otherwise, we are of the view that the Raipur Development Authority's Project is a Project which is substantially completed and a huge loss of Rs.40,00,000/- (Forty Lakhs) per day is being suffered by them. Coupled with this, the appellants real concern is for possession of a plot which, according to them, they have not yet got and which is the subject-matter of a separate contempt proceeding.

Given these facts, we are not inclined to interfere with the impugned order dated 27.07.2018.

The Appeal is, accordingly, dismissed.

Pending applications stand disposed of.

..... J.  
(ROHINTON FALI NARIMAN)

..... J.  
(VINEET SARAN)

New Delhi;  
April 30, 2019.

ITEM NO.2

COURT NO.5

SECTION XVII

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

Civil Appeal No(s). 3168/2019

RAJENDRA SHANKAR SHUKLA &amp; ORS.

Appellant(s)

VERSUS

UNION OF INDIA &amp; ORS.

Respondent(s)

IA 54569/2019 - VACATING STAY

Date : 30-04-2019 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN  
HON'BLE MR. JUSTICE VINEET SARAN

For Appellant(s)

Mr. M. Shoeb Alam, Adv.  
Mr. Talha Abdul Rahman, AOR  
Mr. Ujjwal Singh, Adv.  
Mr. Mujahid Karim, Adv.  
Mr. Mohd Shaz Khan, Adv.

For Respondent(s)

Mr. C.A. Sundaram, Sr. Adv.  
Mr. Rajul Shrivastav, Adv.  
Ms. Monisha Handa, Adv.  
Ms. Rohini Musa, Adv.  
Mr. Abhishek Gupta, Adv.  
Mr. Mohit D. Ram, AOR

Mr. A.N.S. Nadkarni, ASG  
Dr. Nishesh Sharma, Adv.  
Mr. Niraj Kumar, Adv.  
Mr. D.L. Chidananda, Adv.  
Mr. S.S. Rebello, Adv.  
Mr. Gurmeet Singh Makker, AOR

Ms. Yogmaya Agnihotri, Adv.  
Mr. Rohit K. Singh, AOR

UPON hearing the counsel the Court made the following

O R D E R

The Appeal is dismissed in terms of the signed order.

(R. NATARAJAN)  
COURT MASTER (SH)

(RENU DIWAN)  
ASSISTANT REGISTRAR

(Signed order is placed on the file)