

ITEM NO.33

COURT NO.14

SECTION XIV

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

Petition for Special Leave to Appeal (C) No. 31372/2016

[Arising out of impugned final judgment and order dated 20-07-2016 in WPC No. 7125/2015 passed by the High Court of Delhi at New Delhi]

RAJAN GUPTA

Petitioner(s)

VERSUS

VIKAS CO-OPERATIVE GROUP HOUSING SOCIETY LTD. . & ORS.Respondent(s)

([MEDIATION REPORT RECEIVED]

IA No. 93324/2023 - INTERVENTION/IMPLEADMENT)

WITH

SLP(C) No. 400/2017 (XIV)

SLP(C) No. 1618/2017 (XIV)

Date : 07-01-2025 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA

HON'BLE MR. JUSTICE R. MAHADEVAN

For Petitioner(s) Mr. Avadh Bihari Kaushik, AOR
Ms. Saloni Mahajan, Adv.
Mr. Rishabh Kumar, Adv.

For Respondent(s) Mr. Gajinder Chauhan, Adv.
Mr. Anant Kumar Vatsya, Adv.
Ms. Diva Singh, Adv.
Mr. Karan Thakur, Adv.
Mr. Avinash Poddar, Adv.
Mr. Devendra Singh, AOR
Ms. Poonam Datta, Adv.
Mr. Ankit, Adv.

Mr. Mohan Lal Sharma, AOR
Mr. Ashwani Kumar, AOR

Ms. Malvika Kapila, AOR
Ms. Tanwangi Shukla, Adv.
Ms. Harbani Shinh, Adv.

Mr. Priyadarshi Manish, Adv.
Mrs. Anjali Jha Manish, AOR
Mr. Shreyansh Kushwaha, Adv.

Mr. Ankur Arora, Adv.
Ms Sristhi Sharma, Adv.
Mr. Mahesh Kumar, Adv.
Mr. Sambhav Sharma, Adv.
Mr. Sudarshan Rajan, AOR

Mr. G Umapathy, Sr. Adv.
Mr. Mahendra Vikram Singh, Adv.
Mr. Sanjay Misra, Adv.
Dr. Rennie Joyy, Adv.
Ms. Astha Prasad, AOR

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

1. Application for impleadment is allowed.
2. Having heard the learned counsel appearing for the parties and having gone through the materials on record, we see no good reason to interfere with the impugned judgment passed by the High Court.
3. The High Court is correct in saying that no reason has been assigned by the petitioners for delay of 4 years in questioning the seniority list. In so far as the allotment of flats is concerned.
4. However, it appears that the petitioners herein and also the

applicants of impleadment application i.e I.A No.93324/2023 have paid some amount to the society i.e. respondent no.1 way back in 2009. The requisite amount shall now be refunded to each of those persons @ 6% per annum within a period of four weeks from today. The interest shall be determined from the exact date of deposit of the amount.

5. Pending application(s), if any, stand disposed of.

(CHANDRESH)
COURT MASTER (SH)

(POOJA SHARMA)
COURT MASTER (NSH)