

ITEM NO.14

COURT NO.15

SECTION IV-B

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

Miscellaneous Application No. 9/2020 in SLP(C) No. 39181/2013

[Arising out of impugned final judgment and order dated 13-09-2019 in SLP(C) No. 39181/2013 passed by the Supreme Court of India]

AJIT SINGH ARORA & ORS.

Petitioner(s)

VERSUS

HARYANA URBAN DEVELOPMENT AUTHORITY & ANR.

Respondent(s)

(FOR ADMISSION and IA No.183645/2019-APPROPRIATE  
ORDERS/DIRECTIONS, IA No. 183645/2019-APPROPRIATE  
ORDERS/DIRECTIONS)

WITH

MA 41/2020 in SLP(C) No. 34956/2013 (IV-B)  
(FOR ADMISSION and IA No.190099/2019-CLARIFICATION/DIRECTION  
IA No. 190099/2019 - CLARIFICATION/DIRECTION)

Date : 21-11-2024 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) Ms. Arudhati Katju, Adv.  
Ms. Arundhati Kartju, Adv.  
Ms. Shristi Borthkur, Adv.  
Ms. Shristi Borthakur, Adv.  
Ms. Spriha Paschauri, Adv.  
Ms. Spriha Pachauri, Adv.  
Mr. Sachin Dubey, Adv.  
Mr. Sharad Kumar Puri, Adv.  
Mr. Vibhav Srivastava, Adv.  
Mrs. Priya Puri, AOR

For Respondent(s) Dr. Monika Gusain, Sr.Adv.  
Mr. Akshay Amritanshu, AOR.

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

1. These miscellaneous applications are at the instance of the original petitioners of SLP(C)No.39181 of 2013 and SLP(C) No.34956 of 2013 respectively that came to be disposed of by this Court vide a order dated 13.9.2019 in the following terms:-

“We have heard learned counsel for the parties.

After going through the pleadings, we are of the view that the petitioners, who are admittedly in possession of the booths in question for the last many years either in their own right or through their predecessors, can exercise their right to purchase within a period of three months from today at the reserved market price as existing in the years 2018-19 ending on 31.03.2019.

We make it clear that if option is not exercised within three months from today, the petitioners shall vacate the premises. The special leave petitions are disposed of.”

2. A plain reading of the aforesaid order would indicate that this Court had taken cognizance of the fact that the original petitioners were indisputably in possession of the booths past many years and that they should be given the benefit to exercise their right to purchase the booths at the reserved marked price existing in the years 2018-2019 ending on 31<sup>st</sup> March, 2019. This Court further clarified that if the option given by this Court is not exercised within three months the petitioners should vacate the premises.

3. It appears that the authorities concerned i.e. the

respondents herein were obliged to fix the reserved market price and inform the petitioners. However, till this date no exercise has been undertaken to fix the reserved market price. In such circumstances, the present miscellaneous applications have been filed seeking a direction sought to the respondents that they should fix and intimate the reserved market price for the booth as existing in the year 2018-2019 ending March 31, 2019.

4. We grant one last opportunity to the Haryana Urban Development Authority and Ors. to undertake the exercise of fixing the reserved market price as directed by this Court and inform the applicants herein within a period of four weeks from today failing which the responsible officers shall be proceeded for contempt.

5. With the aforesaid directions these miscellaneous applications stand disposed of.

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

(CHANDRESH)  
COURT MASTER (SH)

(POOJA SHARMA)  
COURT MASTER (NSH)