

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No(s). 6035 OF 2019

SRI K.S. RAVI

Appellant(s)

VERSUS

STATE OF KARNATAKA & ORS.

Respondent(s)

O R D E R

We have heard learned counsel for the parties and perused the record. By Order dated 04.09.2018, the National Green Tribunal has disposed of original application along with other miscellaneous applications, observing as under:

“4. We are informed that during pendency of this application, Bruhat Bengaluru Mahanagar Palike passed order dated 01.01.2018. The operative part of the said order is as follows:

“Therefore, for all the above reasons and facts and circumstances the buildingplan in LP No. Nayo/Mava/Committee/86/15-16 and the building license also dated: 21.07.2015 in non-est, nullity, invalid and inoperative and is hereby cancelled

*and/or revoked with immediate effect.
(The order pronounced in the BBMP office,
Bengaluru on this 1st Day of January,
2018.”*

05. Against the above order, *Writ Petition Nos.1656/2018 and 975/2018* have been filed in the Hon'ble High Court of Karnataka. The said Writ Petitions are still pending before the Hon'ble High Court of Karnataka. The High Court granted interim orders against which *SLP(Civil) No.4811/2018 and 5937/2018* were filed. Therein, stay of order of Hon'ble High Court of Karnataka has been granted.

06. The fact remains that the very same issue is subject matter of consideration inter-parties in the Hon'ble High Court of Karnataka and Hon'ble Supreme Court. Thus, it will not be appropriate for this Tribunal to continue parallel proceedings on the same issue. Proceedings with regard to validity or otherwise of the Building Plan and license for the *K.N. Mohan Building* will stand closed as far as this Tribunal is concerned, subject to any order that may be passed in the proceedings pending before the Hon'ble High Court of Karnataka and the Hon'ble Supreme Court in above matters. Other prayers are integrally linked to the issue of validity of the above project. The same cannot be gone into independently. The matters accordingly stand

disposed of as above.”

The Writ Petitions Nos.1656 of 2018 and 975 of 2018 are still pending before the High Court of Karnataka for adjudication. In view of the above, we are not inclined to entertain this appeal. The appeal is disposed of reserving liberty to the appellant to raise all the contentions before the High Court in the above writ petitions.

.....J.
(S. ABDUL NAZEER)

.....J.
(VIKRAM NATH)

NEW DELHI
MARCH 21, 2022

Mr. Darpan K.M., Adv.
Ms. Amrita Sharma, Adv.
Mr. Rajat Jonathan Shaw, Adv.
Mr. Hetu Arora Sethi, AOR

Mr. R. Venkataramani, Sr. Adv.
Mr. G. N. Reddy, AOR
Mr. Vignesh Praveen, Adv.
Mr. Chitvan, Adv.

Mr. Balaji Srinivasan, AOR

Mr. S.K. Kulkarni, Adv.
Mr. M. Gireesh Kumar, Adv.
Mr. Ankur S. Kulkarni, AOR
Ms. Uditha Chakravarthy, Adv.

Mr. Anand Sanjay M. Nuli, Adv.
Mr. Akhila Wali, Adv.
Mr. Suraj Kaushik, Adv.
Mr. Agam Sharma, Adv.
M/S. Nuli & Nuli, AOR

Mr. Pai Amit, AOR
Ms. Pankhuri Bhardwaj, Adv.

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

SLP(C) Nos. 5937 & 6705/2018

We have heard learned counsel for the parties.

In these petitions, the petitioners have challenged the interim orders passed by the learned Single Judge of the High Court dated 24.01.2018 and 10.01.2018 respectively. While issuing notice in these petitions, the said orders have been stayed by this Court on 19.02.2018 and 09.03.2018. Having regard to the facts and circumstances of the case, we are of the view that, it is just and proper to continue the interim orders until the disposal of the writ petitions by the High Court.

We request the High Court to dispose of the writ petitions as expeditiously as possible and not later than within 6 months' from today. The interim orders granted by this Court are continued till the disposal of the writ petitions.

The Special Leave Petitions are disposed of accordingly.

Pending applications, if any, also stand disposed of.

C.A. No. 6035/2019

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

Pending applications, if any, also stand disposed of.

(NEELAM GULATI)
ASTT. REGISTRAR-cum-PS

(ANJU KAPOOR)
COURT MASTER (NSH)

(Signed order in C.A. No. 6035/2019 is placed on the file)