

ITEM NO.7

COURT NO.12

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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 45310/2018

(Arising out of impugned final judgment and order dated 26-04-2018 in RP No. 2340/2014 05-09-2018 in RA No. 271/2018 passed by the National Consumers Disputes Redressal Commission, New Delhi)

M/S TDI INFRASTRUCTURE LTD

Petitioner(s)

VERSUS

RAJENDRA SINGH

Respondent(s)

(FOR ADMISSION and I.R. and IA No.24525/2019-CONDONATION OF DELAY IN FILING and IA No.24532/2019-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.24529/2019-CONDONATION OF DELAY IN REFILING)

Date : 15-02-2019 This petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MR. JUSTICE HEMANT GUPTA

For Petitioner(s)

Ms. Kanika Agnihotri, Adv.
Ms. Sukriti Gandhi, Adv.
Mr. Sidharth Arora, Adv.
Ms. Supriya Juneja, AOR
Mr. Ritesh Vijhani, AR in person

For Respondent(s)

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

Ms. Kanika Agnihotri, learned counsel appearing on behalf of the petitioner submits (on instructions of Mr. Ritesh Vijhani, authorised representative of the petitioner) that plot No. E-276 which was allotted to the respondent is unavailable. Learned counsel states on instructions, that this was due to the fact that the parcel of land where the plot was to be developed is in dispute

and the particular plot has hence not been developed.

We direct the petitioner to file a further affidavit specifying with necessary particulars, the status of the land where plot E-276 originally allotted to the respondent is situated.

Learned counsel states, on instructions, that the petitioner is willing to offer either a full refund to the respondent with such reasonable rate of interest that may be awarded by this Court or, in the alternative, to offer another plot to the respondent in the same development in lieu of the allotment which was made.

Issue notice on the application for condonation of delay as well as on the Special Leave Petition, returnable in three weeks.

Dasti service, in addition, is permitted.

In the meantime, no coercive steps shall be taken against the petitioner on the basis of the impugned order of the National Consumer Disputes Redressal Commission.

(MANISH SETHI)
COURT MASTER (SH)

(SAROJ KUMARI GAUR)
BRANCH OFFICER