

ITEM NO.6

Court 6 (Video Conferencing)

SECTION IV-B

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

Petition(s) for Special Leave to Appeal (C) No.3356-3357/2021

(Arising out of impugned final judgment and order dated 12-02-2021 in CM No.1263/2021 12-02-2021 in CM No.1264/2021 passed by the High Court of Punjab & Haryana at Chandigarh)

M/S LOTUS REALTECH PVT. LTD.

Petitioner(s)

VERSUS

AJAI JAIN & ORS.

Respondent(s)

(With appln.(s) for I.R. and IA No.27870/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.27872/2021-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 02-03-2021 These petitions were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MR. JUSTICE M.R. SHAH

For Petitioner(s) Ms. Vibha Datta Makhija, Sr. Adv.
Mr. Aditya Singh, AOR
Mr. Anubhav Singh, Adv.
Mr. Praveen Gaur, Adv.
Mr. Karan Mangain, Adv.
Mr. Kashish Aneja, Adv.

For Respondent(s)

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

- 1 By the order of the High Court dated 12 February 2021, the application for preponing the hearing was rejected. The application filed by the petitioner for vacating the interim stay is now listed for 5 May 2021.

- 2 Ms Vibha Datta Makhija, learned senior counsel appearing on behalf of the petitioner submits that the reason why the petitioner has been constrained to move this Court is that the petitioner has developed a housing project involving over 800 apartments which are ready for being handed over to the purchasers. However, the project has been held up only for the construction of the main gate. Learned senior counsel also submits that the petitioner is being subjected to complaints under the Real Estate (Regulation and Development) Act 2016 and would be mulcted in liabilities only for this reason.
- 3 Since the proceedings are pending before the High Court, we express no opinion on the merits of the rival contentions, particularly in the absence of the respondent. However, we request the High Court to take up the application moved by the petitioner for vacating the interim stay expeditiously and to list the proceedings before it, preferably within a period of two weeks from the date of receipt of a certified copy of this order.
- 4 The Special Leave Petitions are disposed of.
- 5 Pending applications, if any, stand disposed of.

(CHETAN KUMAR)
A.R. - cum - P.S.

(SAROJ KUMARI GAUR)
Court Master