

ITEM NO.12

COURT NO.4
(HEARING THROUGH 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 for Special Leave to Appeal (C) No.2628/2021

(Arising out of impugned final judgment and order dated 16-10-2020 in CWP No.3609/2020 passed by the High Court Of Punjab & Haryana At Chandigarh)

M/s. EMAAR INDIA LIMITED

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(FOR ADMISSION; IA No.20517/2021 - FOR EXEMPTION FROM FILING AFFIDAVIT; and, IA No.20515/2021 - FOR PERMISSION TO FILE LENGTHY LIST OF DATES)

WITH

SLP(C) No.2535/2021 (IV-B)

(FOR ADMISSION and I.R.; IA No.19821/2021 - FOR EXEMPTION FROM FILING AFFIDAVIT; and, IA No.19816/2021 - FOR PERMISSION TO FILE LENGTHY LIST OF DATES)

SLP(C) No.2539/2021 (IV-B)

(FOR ADMISSION and I.R.; IA No.19878/2021 - FOR EXEMPTION FROM FILING AFFIDAVIT; and, IA No.19876/2021 - FOR PERMISSION TO FILE LENGTHY LIST OF DATES)

SLP(C) No.2413/2021 (IV-B)

(FOR ADMISSION and I.R.; IA No.18424/2021 - FOR EXEMPTION FROM FILING AFFIDAVIT; and, IA No.18422/2021 - FOR PERMISSION TO FILE LENGTHY LIST OF DATES)

Date : 26-02-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE UDAY UMESH LALIT
HON'BLE MR. JUSTICE K.M. JOSEPH

For Petitioner(s)	Mr. Siddharth Bhatnagar, Sr. Adv.
	Mr. Tushar Singh, AOR
	Mr. Parag Maini, Adv.
	Mr. Abhimanyu Chopra, Adv.
	Mr. Sanjeev Sachdeva, Adv.
	Mr. Raghav Chadha, Adv.
	Ms. Rachana Yadav, Adv.
	Mr. Anant Misra, Adv.
	Ms. Pankhuri, Adv.

For Respondent(s)

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

Various matters [including the matters which are presently before us] came up for hearing on 12.02.2021 before the Bench comprising Hon'ble Mr. Justice S. Abdul Nazeer and Hon'ble Mr. Justice Sanjiv Khanna.

The matters which are presently before us, were directed not to be listed before Hon'ble Mr. Justice Sanjiv Khanna while notices were issued in rest of the matters.

In view of the order dated 12.02.2021 passed in rest of the matters, we pass the same order in the instant matters:

"Issue notice.

In the meantime, there shall be stay of the operation of the impugned judgment and order passed by the High Court and the execution cases filed pursuant to the order of the regulatory authorities and appellate authorities.

However, we clarify that the Appellate Authority under the Real Estate (Regulation and Development) Act, 2016 would be entitled to take up the appeal, if any, pending for hearing and decision on merits, in case there is no objection from the respondents. This clarification will not apply to those cases where the appeal itself has been dismissed.

Tag with SLP (C) No.13005 of 2020 etc."

Since these matters were specifically directed not to be listed before Hon'ble Mr. Justice Sanjiv Khanna, these matters cannot be listed with rest of the matters.

The Registry is directed to place the papers before the Hon'ble the Chief Justice of India so that on the next occasion, all the matters can be listed together before the appropriate Bench.

(MUKESH NASA)
COURT MASTER

(VIRENDER SINGH)
BRANCH OFFICER