

ITEM NO.54

COURT NO.8

SECTION XIV

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

M.A.No.293-295/2017 in Civil Appeal No.6463-6465/2017

MAHARAJI EDUCATION TRUST

Petitioner(s)

VERSUS

HOUSING AND URBAN DEVELOPMENT CORPORATION LTD. & ORS.Respondent(s)

(IA No.58322/2017-MODIFICATION/CLARIFICATION[ONLY M.A.NO.1018/2017
TO BE LISTED AGAINST THIS ITEM] and
IA No.101777/2017-CLARIFICATION/DIRECTION)

WITH

M.A.No. 346/2017 in Civil Appeal No.6466/2017 (XIV)

(IA No.60073/2017-APPROPRIATE ORDERS/DIRECTIONS)

CONMT.PET.(C) No. 1593/2017 in C.A.NO.6463/2017, C.A.No.6464/2017,
C.A.No.6465/2017 and C.A.No.6466/2017(XIV)
(FOR ADMISSION)

CONMT.PET.(C) No. 1590-1592/2017 in C.A.NO.6463/2017,
C.A.No.6464/2017, C.A.No.6465/2017 and C.A.No.6466/2017(XIV)
(FOR ADMISSION)

M.A.No.1018/2017 in C.A.NO.6466(XIV))

(IA No.95294/2017-APPROPRIATE ORDERS/DIRECTIONS)

Date : 09-10-2017 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA

HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR

For Petitioner(s) Mr. Mahesh Jethmalani, Sr. Adv.
Mr. N. Rajaraman, AOR
Mr. Reega S. Bell, Adv.
Mr. Ravi Sharma, Adv.
Mr. Rakesh Taneja, Adv.
Ms. Uma Prajuna Bachu, Adv.

Mr. Vikas Singh, Sr. Adv.
Mr. Aarohi Bhalla, Adv.
Mr. Ajit Pathak, Adv.
Omita Unnarkar, Adv.
Mr. M. Y. Deshmukh, AOR

For Respondent(s) Mr. Ranjit Kumar, S.G.
Mr. Sonal Kumar, Adv.
Ms. Swati Sehgal, Adv.

Mr. Nikilesh Ramachandran, AOR

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

As was expected by this Court, auction has not taken place even, on the date fixed, for the purpose of auction of the property, as no bidder came to offer the bid.

As ordered by this Court, demarcation had to be done. Demarcation has been done only a day before, that is, on 5.10.2017, however, same ought to have been done, as per the order passed by this Court, much earlier. It was submitted that a Public Notice has been issued by M/s. S.G.S. Construction & Developers Pvt. Ltd., pointing out the litigation which are pending in the matter.

It was also submitted on behalf of the M/s. S.G.S. Construction & Developers Pvt. Ltd. that they are ready to purchase the entire property, including the Medical College etc., for approximately Rs.4,840,000,000/- (Rupees Four Hundred Eighty Four Crores) liquidating the entire amount. Statement is placed on record. However, it was submitted by learned Solicitor General, appearing for HUDCO, that the land is likely to fetch a better value in an auction.

Let auction be held first with the respect to the property mentioned at Serial No.2 viz. 42.845 acres. The auction be held on 13th November, 2017. Notice for auction to be issued by tomorrow, by concerned officer, including in the notice, the orders which have been passed by this Court which have a bearing on the rights

of the parties.

Learned Solicitor General appearing for HUDCO, as prayed, is granted liberty to upload all orders alongwith the auction notice, including the factum of demarcation and maps etc. of the said property to be auctioned.

It was assured that once the orders are uploaded on the website, no further public notice shall be issued by the parties. None of the parties shall indulge in any public notice so as to interdict the auction.

It is open to M/s. S.G.S. Construction & Developers Pvt. Ltd. to participate in the public auction.

List the matter on 17th November, 2017.

(OM PARKASH SHARMA)
AR CUM PS

(TAPAN KUMAR CHAKRABORTY)
BRANCH OFFICER