

Revised

ITEM NO.4

COURT NO.1

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

Civil Appeal No(s).10851/2016

ARVIND KUMAR GUPTA

Appellant(s)

VERSUS

UNITECH LTD. &amp; ORS.

Respondent(s)

([MR. PAWANSHREE AGRAWAL (A.C.) ADVOCATE ] and IA No.23393/2018-  
impleading party and IA No.23396/2018-CLARIFICATION/DIRECTION)  
WITH

C.A. No.10856/2016 (XVII)

C.A. Nos.2511-2526/2017 (XVII)

(IA No.66938/2017-EXTENSION OF TIME and IA No.90673/2017-EXTENSION  
OF TIME)

C.A. Nos.5174-5181/2017 (XVII)

([TO BE TAKEN UP ALONGWITH C.A.NO. 2511-2526/2017])

IA No.53934/2017 - Clarification/direction

C.A. Nos.9391-9404/2017 (XVII)

(FOR FOR impleading party ON IA 98431/2017

FOR INTERVENTION/IMPLEADMENT ON IA 98431/2017)

C.A. No.15493/2017 (XVII)

(IA No.77581/2017-CONDONATION OF DELAY IN FILING and IA  
No.77582/2017-CLARIFICATION/DIRECTION and IA No.78654/2017-  
PERMISSION TO FILE ADDITIONAL DOCUMENTS and IA No.82788/2017-  
PERMISSION TO FILE ADDITIONAL DOCUMENTS)

SLP(Cr1) Nos.5978-5979/2017 (II-C)

IA No.73474/2017 - Application for exemption from filing Certified  
as well as ordinary plain copy of the impugned order;

IA No.4543/2018 - Application for substitution;

IA No.123121/2017 - Appropriate orders/directions;

IA No.32223/2018 - Appropriate orders/directions;

IA 87314/2017 - Appropriate orders/Directions;

IA 22112/2018 - Appropriate orders/Directions;

IA 139538/2017 - Appropriate orders/Directions;

IA 20867/2018 - Appropriate orders/Directions;

IA 46262/2018 - Appropriate orders/Directions;

IA 72036/2018 - Clarification/Direction;

IA 72196/2018 - Clarification/Direction;

IA 137532/2017 - Clarification/Direction;

IA 72035/2018 - Clarification/Direction;

IA 97616/2018 - Clarification/Direction;

IA 72149/2018 - Clarification/Direction;

IA 96561/2018 - Clarification/Direction;

IA 115336/2017 - Clarification/Direction;

IA 137527/2017 - Clarification/Direction;  
IA 29029/2018 - Clarification/Direction;  
IA 45689/2018 - Clarification/Direction;  
IA 63414/2018 - Clarification/Direction;  
IA 71484/2018 - Clarification/Direction;  
IA 72489/2018 - Clarification/Direction;  
IA 88565/2018 - Clarification/Direction;  
IA 368/2018 - Clarification/Direction;  
IA 43789/2018 - Clarification/Direction;  
IA 60021/2018 - Clarification/Direction;  
IA 94632/2018 - Clarification/Direction;  
IA 86305/2017 - Clarification/Direction;  
IA 98455/2018 - Clarification/Direction;  
IA 121642/2017 - Clarification/Direction;  
IA 137522/2017 - Clarification/Direction;  
IA 137547/2017 - Clarification/Direction;  
IA 26582/2018 - Clarification/Direction;  
IA 51299/2018 - Clarification/Direction;  
IA 67003/2018 - Clarification/Direction;  
IA 72212/2018 - Clarification/Direction;  
IA 81402/2018 - Clarification/Direction;  
IA 98452/2018 - Clarification/Direction;  
IA 13047/2018 - Clarification/Direction;  
IA 23580/2018 - Clarification/Direction;  
IA 23876/2018 - Clarification/Direction;  
IA 41514/2018 - Clarification/Direction;  
IA 51294/2018 - Clarification/Direction;  
IA 62930/2018 - Clarification/Direction;  
IA 71472/2018 - Clarification/Direction;  
IA 85479/2018 - Clarification/Direction;  
IA 91001/2017 - Clarification/Direction;  
IA 123132/2017 - Clarification/Direction;  
IA 135534/2017 - Clarification/Direction;  
IA 137540/2017 - Clarification/Direction;  
IA 38156/2018 - Clarification/Direction;  
IA 71464/2018 - Clarification/Direction;  
IA 72200/2018 - Clarification/Direction;  
IA 91131/2018 - Clarification/Direction;  
IA 110495/2017 - Clarification/Direction;  
IA 62412/2018 - Clarification/Direction;  
IA 79963/2018 - Intervention Application;  
IA 85350/2018 - Intervention Application;  
IA 91130/2018 - Intervention Application;  
IA 97630/2018 - Intervention Application;  
IA 90004/2017 - Intervention Application;  
IA 90575/2017 - Intervention Application;  
IA 90881/2017 - Intervention Application;  
IA 91667/2017 - Intervention Application;  
IA 91918/2017 - Intervention Application;  
IA 95331/2017 - Intervention Application;

IA 99968/2017 - Intervention Application;  
IA 105185/2017 - Intervention Application;  
IA 105646/2017 - Intervention Application;  
IA 106080/2017 - Intervention Application;  
IA 107233/2017 - Intervention Application;  
IA 109671/2017 - Intervention Application;  
IA 110486/2017 - Intervention Application;  
IA 118696/2017 - Intervention Application;  
IA 814/2018 - Intervention Application;  
IA 11441/2018 - Intervention Application;  
IA 18089/2018 - Intervention Application;  
IA 46040/2018 - Intervention Application;  
IA 62163/2018 - Intervention Application;  
IA 74800/2018 - Intervention Application;  
IA 85237/2018 - Intervention Application;  
IA 89941/2017 - Intervention Application;  
IA 90400/2017 - Intervention Application;  
IA 90823/2017 - Intervention Application;  
IA 91658/2017 - Intervention Application;  
IA 91915/2017 - Intervention Application;  
IA 94872/2017 - Intervention Application;  
IA 104384/2017 - Intervention Application;  
IA 105632/2017 - Intervention Application;  
IA 106077/2017 - Intervention Application;  
IA 109169/2017 - Intervention Application;  
IA 110480/2017 - Intervention Application;  
IA 115553/2017 - Intervention Application;  
IA 129768/2017 - Intervention Application;  
IA 137531/2017 - Intervention Application;  
IA 138367/2017 - Intervention Application;  
IA 139860/2017 - Intervention Application;  
IA 657/2018 - Intervention Application;  
IA 9367/2018 - Intervention Application;  
IA 15342/2018 - Intervention Application;  
IA 22801/2018 - Intervention Application;  
IA 32222/2018 - Intervention Application;  
IA 46033/2018 - Intervention Application;  
IA 54138/2018 - Intervention Application;  
IA 62159/2018 - Intervention Application;  
IA 64401/2018 - Intervention Application;  
IA 71246/2018 - Intervention Application;  
IA 90395/2017 - Intervention Application;  
IA 90799/2017 - Intervention Application;  
IA 91653/2017 - Intervention Application;  
IA 91751/2017 - Intervention Application;  
IA 93209/2017 - Intervention Application;  
IA 98587/2017 - Intervention Application;  
IA 103799/2017 - Intervention Application;  
IA 105616/2017 - Intervention Application;  
IA 106074/2017 - Intervention Application;

IA 110474/2017 - Intervention Application;  
IA 129762/2017 - Intervention Application;  
IA 138358/2017 - Intervention Application;  
IA 139640/2017 - Intervention Application;  
IA 373/2018 - Intervention Application;  
IA 7259/2018 - Intervention Application;  
IA 15024/2018 - Intervention Application;  
IA 51490/2018 - Intervention Application;  
IA 60257/2018 - Intervention Application;  
IA 70148/2018 - Intervention Application;  
IA 72146/2018 - Intervention Application;  
IA 82813/2018 - Intervention Application;  
IA 95227/2018 - Intervention Application;  
IA 90023/2017 - Intervention Application;  
IA 90747/2017 - Intervention Application;  
IA 91502/2017 - Intervention Application;  
IA 91743/2017 - Intervention Application;  
IA 92123/2017 - Intervention Application;  
IA 98390/2017 - Intervention Application;  
IA 103791/2017 - Intervention Application;  
IA 105601/2017 - Intervention Application;  
IA 106067/2017 - Intervention Application;  
IA 106473/2017 - Intervention Application;  
IA 110469/2017 - Intervention Application;  
IA 112302/2017 - Intervention Application;  
IA 128737/2017 - Intervention Application;  
IA 137526/2017 - Intervention Application;  
IA 138307/2017 - Intervention Application;  
IA 139563/2017 - Intervention Application;  
IA 13745/2018 - Intervention Application;  
IA 21057/2018 - Intervention Application;  
IA 28595/2018 - Intervention Application;  
IA 49644/2018 - Intervention Application;  
IA 51346/2018 - Intervention Application;  
IA 63411/2018 - Intervention Application;  
IA 67279/2018 - Intervention Application;  
IA 90019/2017 - Intervention Application;  
IA 90743/2017 - Intervention Application;  
IA 91242/2017 - Intervention Application;  
IA 91737/2017 - Intervention Application;  
IA 91988/2017 - Intervention Application;  
IA 98385/2017 - Intervention Application;  
IA 103667/2017 - Intervention Application;  
IA 105588/2017 - Intervention Application;  
IA 106004/2017 - Intervention Application;  
IA 106467/2017 - Intervention Application;  
IA 108587/2017 - Intervention Application;  
IA 110460/2017 - Intervention Application;  
IA 112299/2017 - Intervention Application;  
IA 128733/2017 - Intervention Application;

IA 141461/2017 - Intervention Application;  
IA 13348/2018 - Intervention Application;  
IA 43090/2018 - Intervention Application;  
IA 60016/2018 - Intervention Application;  
IA 63037/2018 - Intervention Application;  
IA 72114/2018 - Intervention Application;  
IA 94629/2018 - Intervention Application;  
IA 90014/2017 - Intervention Application;  
IA 91041/2017 - Intervention Application;  
IA 91730/2017 - Intervention Application;  
IA 91960/2017 - Intervention Application;  
IA 95378/2017 - Intervention Application;  
IA 101728/2017 - Intervention Application;  
IA 105675/2017 - Intervention Application;  
IA 106462/2017 - Intervention Application;  
IA 107464/2017 - Intervention Application;  
IA 110327/2017 - Intervention Application;  
IA 112057/2017 - Intervention Application;  
IA 121640/2017 - Intervention Application;  
IA 128729/2017 - Intervention Application;  
IA 137520/2017 - Intervention Application;  
IA 137544/2017 - Intervention Application;  
IA 139531/2017 - Intervention Application;  
IA 141261/2017 - Intervention Application;  
IA 18103/2018 - Intervention Application;  
IA 48917/2018 - Intervention Application;  
IA 67001/2018 - Intervention Application;  
IA 72211/2018 - Intervention Application;  
IA 80246/2018 - Intervention Application;  
IA 98447/2018 - Intervention Application;  
IA 90011/2017 - Intervention Application;  
IA 91934/2017 - Intervention Application;  
IA 95374/2017 - Intervention Application;  
IA 101725/2017 - Intervention Application;  
IA 105291/2017 - Intervention Application;  
IA 105668/2017 - Intervention Application;  
IA 106316/2017 - Intervention Application;  
IA 107245/2017 - Intervention Application;  
IA 110321/2017 - Intervention Application;  
IA 110529/2017 - Intervention Application;  
IA 118820/2017 - Intervention Application;  
IA 138388/2017 - Intervention Application;  
IA 141166/2017 - Intervention Application;  
IA 4267/2018 - Intervention Application;  
IA 18095/2018 - Intervention Application;  
IA 23533/2018 - Intervention Application;  
IA 51293/2018 - Intervention Application;  
IA 57412/2018 - Intervention Application;  
IA 62925/2018 - Intervention Application;  
IA 72065/2018 - Intervention Application;



IA 80237/2018 - Intervention Application;  
IA 85478/2018 - Intervention Application  
IA 98444/2018 - Intervention Application;  
IA 90008/2017 - Intervention Application;  
IA 90581/2017 - Intervention Application;  
IA 90999/2017 - Intervention Application;  
IA 91672/2017 - Intervention Application;  
IA 91929/2017 - Intervention Application;  
IA 95334/2017 - Intervention Application;  
IA 100788/2017 - Intervention Application;  
IA 105189/2017 - Intervention Application;  
IA 105657/2017 - Intervention Application;  
IA 106313/2017 - Intervention Application;  
IA 107239/2017 - Intervention Application;  
IA 109954/2017 - Intervention Application;  
IA 118816/2017 - Intervention Application;  
IA 137538/2017 - Intervention Application;  
IA 138372/2017 - Intervention Application;  
IA 140009/2017 - Intervention Application;  
IA 18092/2018 - Intervention Application;  
IA 23380/2018 - Intervention Application;  
IA 51259/2018 - Intervention Application;  
IA 71446/2018 - Intervention Application;  
IA 133342/2017 - Intervention/Impleadment;  
IA 139971/2017 - Intervention/Impleadment;  
IA 23754/2018 - Intervention/Impleadment;  
IA 51232/2018 - Intervention/Impleadment;  
IA 55573/2018 - Intervention/Impleadment;  
IA 66087/2018 - Intervention/Impleadment;  
IA 71438/2018 - Intervention Application;  
IA 72189/2018 - Intervention Application;  
IA 90877/2018 - Intervention Application;  
IA 98660/2017 - Intervention/Impleadment;  
IA 123118/2017 - Intervention/Impleadment;  
IA 23751/2018 - Intervention/Impleadment;  
IA 51226/2018 - Intervention/Impleadment;  
IA 107191/2017 - Intervention/Impleadment;  
IA 122885/2017 - Intervention/Impleadment;  
IA 23739/2018 - Intervention/Impleadment;  
IA 51222/2018 - Intervention/Impleadment;  
IA 87309/2017 - Intervention/Impleadment;  
IA 122293/2017 - Intervention/Impleadment;  
IA 23736/2018 - Intervention/Impleadment;  
IA 23734/2018 - Intervention/Impleadment;  
IA 49450/2018 - Intervention/Impleadment;  
IA 90697/2017 - Intervention/Impleadment;  
IA 105437/2017 - Intervention/Impleadment;  
IA 59884/2018 - Intervention/Impleadment;  
IA 91143/2018 - Intervention Application;  
IA 90659/2017 - Intervention/Impleadment;

IA 91692/2017 - Intervention/Impleadment;  
 IA 23875/2018 - Intervention/Impleadment;  
 IA 66759/2018 - Intervention/Impleadment;  
 IA 123125/2017 - Intervention/Impleadment;  
 IA 135533/2017 - Intervention/Impleadment;  
 IA 3435/2018 - Intervention/Impleadment;  
 IA 12896/2018 - Intervention/Impleadment;  
 IA 32565/2018 - Intervention/Impleadment;  
 IA 46255/2018 - Intervention/Impleadment;  
 IA 55575/2018 - Intervention/Impleadment;  
 IA 66094/2018 - Intervention/Impleadment;  
 IA 23251/2018 - Permission to appear and argue in person;  
 IA 108851/2017 - Permission to appear and argue in person;  
 IA 108822/2017 - Permission to appear and argue in person;  
 IA 138368/2017 - Permission to file application for direction;  
 IA 107196/2017 - Permission to file application for direction;  
 IA 71828/2018 - Permission to file application for direction;  
 IA 73472/2017 - Permission to file SLP without certified /  
 plain copy of impugned order;  
 IA 23839/2018 - Permission to place on record subsequent  
 facts;  
 IA 4504/2018 - Permission to place on record subsequent  
 facts;  
 IA 72068/2018 - Recalling the Court's Order; and  
 IA 13046/2018 - Seeking custody certificate.

**C.A. No.11008/2017 (XVII)**

(IA No.80805/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.85513/2017-INTERVENTION/IMPLEADMENT and IA No.85519/2017-INTERVENTION/IMPLEADMENT and IA No.85880/2017-INTERVENTION/IMPLEADMENT and IA No.95992/2017-impleading party and IA No.98113/2017-APPROPRIATE ORDERS/DIRECTIONS and IA No.98117/2017-DELETING THE NAME OF RESPONDENT)

**C.A. Nos.17008-17011/2017 (XVII)**

(and FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS ON IA 94736/2017 FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 96100/2017 FOR CLARIFICATION/DIRECTION ON IA 15770/2018)

IA No.94577/2017 - Exemption from filing c/c of the impugned judgment

**C.A. No.16858/2017 (XVII)**

(FOR ADMISSION and IA No.97166/2017-PERMISSION TO FILE APPEAL and IA No.112640/2017-impleading party and IA No.112648/2017-APPLICATION FOR TRANSPOSITION and IA No.128215/2017-impleading party)

**SLP(C) No.30997/2017 (XVII)**

(FOR ADMISSION and I.R.)

**C.A. No.20003/2017 (XVII)**

(IA No.119851/2017-CONDONATION OF DELAY IN FILING and IA No.119859/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.119854/2017-CONDONATION OF DELAY IN REFILING and IA No.119862/2017-APPROPRIATE ORDERS/DIRECTIONS)

**C.A. No.3727/2018 (XVII)**

(FOR ADMISSION and I.R. and IA No.41950/2018-CONDONATION OF DELAY IN FILING and IA No.41952/2018-APPROPRIATE ORDERS/DIRECTIONS)  
 SLP(C) No.12667/2018 (XVII)  
 (FOR ADMISSION and I.R.[ TO BE TAKEN UP ALONGWITH ITEM NO. 31 I.E. C.A.NO.10851/2016 ])  
 C.A. Nos.6837-6838/2018 (XVII)  
 Diary No(s).20540/2018 (XVII)  
 (IA No.104959/2018-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.104957/2018-CONDONATION OF DELAY IN FILING APPEAL and IA No.104958/2018-CONDONATION OF DELAY IN REFILING)

Date : 11-09-2018 These appeals/petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
 HON'BLE MR. JUSTICE A.M. KHANWILKAR  
 HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

Amicus Curiae(s) Mr.Pawanshree Agarwal, Adv.  
 Mr.Varun K.Chopra, Adv.  
 Mr.Gurtejpal Singh, Adv.

For Appellant(s) Mr.Mukul Rohatgi, Sr.Adv.  
 Mr.Ranjit Kumar, Sr.Adv.  
 Mr.Gaurav Bhatia, Adv.  
 Mr.Mahesh Agarwal, Adv.  
 Mr.Abhimanyu Bhandari, Adv.  
 Mr.Abhinav Agrawal, Adv.  
 Mr.Rajiv Kumar Virmani, Adv.  
 Mr.Atul Malhotra, Adv.  
 Mr.Anuroop Chakravarti, Adv.  
 Mr.E.C.Agrawala, Adv.

Mr.Narender Hooda, Sr.Adv.  
 Ms.Priyanjali Singh, AOR  
 Mr.Rahul Rathore, Adv.  
 Mr.Karunesh Kumar Shukla, Adv.

Mr.Mahabir Singh, Sr.Adv.  
 Mr.Vikas Deep, Adv.  
 Ms.Nidhi Jain, Adv.

Mr.Jayant Bhushan, Sr.Adv.  
 Mr.Shubhranshu Padhi, Adv.  
 Mr.Kush Chaturvedi, Adv.  
 Mr.Ashish Yadav, Adv.  
 Mr.P.Kavin Prabhu, Adv.

Mr.Abhinav Shrivastava, Adv.  
 Mr.Rahul Gupta, Adv.

Petitioner-in-person



Mr. Deepak Goel, AOR

Mr.Rakesh Mittal, Adv.

Ms. Divya Roy, AOR

Mrs. Rachana Joshi Issar, AOR

Ms.Vandana Mishra, Adv.

Ms.K.Vaijayanthi, Adv.

Mr.Shailabh Pandey, Adv.

Mr.M.L.Lahoty, Adv.

Mr.Paban K.Sharma, Adv.

Mr.Anchit Sripat, Adv.

Mr. Himanshu Shekhar, AOR

Mr. Rahul Shyam Bhandari, AOR

Mr. Awanish Kumar, AOR

Dr.Harish Uppal, Adv.

Mr.Tileshwar Prasad, Adv.

Mr.Mithun, Adv.

Mr.Vikas Mehta, AOR

Mr.Ajay Kumar Talesara, AOR

Mr.A.P.Sinha, Adv.

Ms. Aswathi M.K., AOR

Mr.S.Manoj Selvaraj, Adv.

Ms.Nancy Mittal, Adv.

Ms.Pratima Singh, Adv.

Mr.Yashovardhan Oza, Adv.

Mr.Shish Pal Laler, Adv.

Mr.Johri Mal, Adv.

Mr.Sonit Sinhmar, Adv.

Mr.Devesh Kumar Tripathi, Adv.

Mr.B.Reghunath, Adv.

Mr.Sriram P., Adv.

Dr.Aman Hingorani, Adv.

Ms.Priya Hingorani, Adv.

**For Respondent(s)/  
Applicant(s)**

Mr.Anand Grover, Sr.Adv.

Mr.Himanshu Sinha, Adv.

Mr.Bhuwan Dhoopar, Adv.

Syed Jafar Alam, Adv.

Mr.Anand Grover, Sr.Adv.  
Mr.Manoranjan Sharma, Adv.  
Mr.Jay Kishore Singh, Adv.

Mr.Dhruv Agrawal, Sr.Adv.  
Mr.Nishit Agrawal, Adv.  
Mr.Shrey Kapoor, Adv.

Mr.Shyam Diwan, Sr.Adv.  
Mr.S.Hariharan, Adv.  
Ms.Jaikriti S.Jadeja, Adv.

Ms.Meenakshi Arora, Sr.Adv.  
Mr.Shashibhushan P.Adgaonkar, Adv.

Mr.Sunil Gupta, Sr.Adv.  
Mr.Jatin Zaveri, Adv.  
Mr.Neel Kamal Mishra, Adv.

Mr.Manoj Prasad, Sr.Adv.  
Mr.Ashutosh Dubey, Adv.  
Mr.T.Mahipal, Adv.

Mr.B.P.Verma, Sr.Adv.  
Mr.Gautam Jha, Adv.  
Mr.Siddhartha Jha, Adv.

Ms.Aishwarya Bhati, Adv.  
Mr.Puspraj Singh, Adv.  
Mr.Nitin Krishnan, Adv.

Ms.Aishwarya Bhati, Adv.  
Ms.Charu Ambwani, Adv.  
Mr.Dheeresh Kumar Dwivedi, Adv.  
Mr.Dhawesh Pahuja, Adv.  
Mr.Navodaya Singh Rajpurohit, Adv.

Mr.Arbind S.Anand, Adv.  
Mr.Mayank Goel, Adv.

Mr.Ashwani Garg, Adv.  
Mr.Vijay Kumar, Adv.

Mr.Ajay Jain, Adv.  
Mr.Jinendra Jain, Adv.  
Mr.Pranay Jain, Adv.  
Mr.Ajay Singh, Adv.  
Mr.Brijesh Yadav, Adv.  
Ms.Aastha Chopra, Adv.

Mr.Abhinav Mukerji, Adv.  
Mrs.Bihu Sharma, Adv.  
Mr.Siddharth Garg, Adv.

**Ms.Rashmi Nandakumar, Adv.**

**Mr.Rajiv Nanda, Adv.**

**Mr.T.A.Khan, Adv.**

**Mr.B.V.Balram Das, Adv.**

**Ms.Rashi Bansal, Adv.**

**Mr.Faheem N.Shah, Adv.**

**Mr.Apurv, Adv.**

**Ms.Liz Mathew, Adv.**

**Ms.Shilpa Chohan, Adv.**

**Mr.Jitender Chaudhary, Adv.**

**Mr.Rabindra Tiwary, Adv.**

**Mr.Arvind Gupta, Adv.**

**Mr.Tara V.Ganju, Adv.**

**Mr.Narender Prasad Yadav, Adv.**

**Mr.Yadav Narender Singh, Adv.**

**Mr.Nikhil Nayyar, Adv.**

**Ms.Pritha Srikumar Iyer, Adv.**

**Mr.N.Sai Vinod, Adv.**

**Mr.Dhananjay Baijal, Adv.**

**Ms.Smriti Shah, Adv.**

**Mr.Divyanshu Rai, Adv.**

**Ms.Vasudha Sharma, Adv.**

**Mr. Kaushik Choudhury, AOR**

**Mr. Rahul Kaushik, AOR**

**Mr. Avinash Sharma, AOR**

**Ms. Aswathi M.k., AOR**

**Mr.Rupesh Kumar, Adv.**

**Mrs.Parveena Gautam, Adv.**

**Mrs.Anil Katiyar, Adv.**

**Mr.Chandan Kumar, Adv.**

**Mr.Rituraj Biswas, Adv.**

**Mr.Rituraj Choudhary, Adv.**

**Mr.Sanjay Parikh, Adv.**

**Mr.Pukhrambam Rakesh Kumar, Adv.**

**Mr.K.Amrit Kumar Sharma, Adv.**

**Mr.Ritwick Parikh, Adv.**

**Ms.Sanjana Srikumar Sharma, Adv.**

Mr.Abhijeet Shah, Adv.  
Mr.Om Prakash Parihar, Adv.

Mr.Vandit Mishra, Adv.  
Ms.Anuradha D.Mishra, Adv.  
Ms.Janhvi Sharma, Adv.  
For M/s Anuradha & Associates, Adv.

Mr.Rohit Sharma, Adv.  
Mr.Avinash Tripathi, Adv.  
Mr.M.P.Devanath, Adv.

Mr.U.A.Rana, Adv.  
Mr.Himanshu Mehta, Adv.  
For M/s Gagrath & Co., Adv.

Mr.Aabhas Parimal, Adv.  
Mr.Somanatha Padhan, Adv.  
Mr.Ashok Anand, Adv.  
Mr.R.K.Singh, Adv.

Mr.Akhil Sharma, Adv.  
Ms.Isha Agarwal, Adv.  
Mr.Sachin Jain, Adv.  
Mr.Rajiv Ranjan Dwivedi, Adv.

Mr.T.N.Singh, Adv.  
Mr.Vikas K.Singh, Adv.  
Mr.Rajshree Singh, Adv.

Mr.Ashok T., Adv.  
Mr.Mahinder Singh Yadav, Adv.  
Mr.Rajesh Pandey, Adv.  
Ms.Mamta Singh, Adv.

Ms.Kirti R.Mishra, Adv.  
Ms.Apurva Upmanyu, Adv.

Mr.Umang Shankar, Adv.  
Mr.Jalaj Agarwal, Adv.  
Mr.Mohit Kr.Singh, Adv.

Ms.Vibha Mahajan, Adv.  
Ms.Upasana Nath, Adv.

Mr.Parveen Kumar Aggarwal, Adv.  
Mr.Ashok Kumar Singh, Adv.  
Mr.Sanjay Jain, Adv.

Mr.Sandeep Bajaj, Adv.  
Ms.Nidhi Mohan Parashar, Adv.  
Mr.Soayib Qureshi, Adv.

**Ms.Kritika Sachdeva, Adv.**

**Mr.Hitesh Kumar Sharma, Adv.  
Mr.S.K.Rajora, Adv.**

**Mr.Ravindra Bana, Adv.**

**Mr.S.D.Singh, Adv.  
Mrs.Bharti Tyagi, Adv.  
Mrs.Shweta Sinha, Adv.  
Mrs.Richa, Adv.**

**Mr.Anupam Dwivedi, Adv.  
Mr.Vikash Kumar Sinha, Adv.  
Mr.Pradeep Kumar Dwivedi, Adv.  
Dr.Vinod K.Tiwari, Adv.**

**Mr.Amit Kumar, Adv.  
Mr.Kumar Abhishek, Adv.**

**Mr.Rakesh Mishra, Adv.  
Mr.Sandeep Kumar Dwivedi, Adv.  
Mr.Umesh Dubey, Adv.  
Mr.Pradeep Kumar Dwivedi, Adv.**

**Ms.Nandita Bajpai, Adv.  
For Mr.M.R.Shamshad, AOR**

**Mr.Prateek Gupta, Adv.  
Mr.Pancham Surana, Adv.**

**Mr.Manmeet Singh, Adv.  
Ms.Geetanjali Shahi, Adv.  
Mr.Himanshu Shekhar, Adv.**

**Mr.Anand Sanjay M.Nuli, Adv.  
Mr.Dharm Singh, Adv.  
Mr.Nanda Kumar K.B., Adv.  
For M/s Nuli & Nuli Co., Adv.**

**Mr.Avijit Mani Tripathy, Adv.  
Mr.Prithvi Pal, Adv.  
Mr.Shaulya Sahay, Adv.  
Mr.Amit Kumar, Adv.**

**Mr.Prithvi Pal, Adv.  
Mr.Naresh Kumar Nagar, Adv.**

**Mr.Ashok Kumar Jain, Adv.  
Mr.Pankaj Jain, Adv.  
Mr.Bijoy Kumar Jain, Adv.**

**Ms.Filza Moonis, Adv.**



**Mr.Ishan Sanghi, Adv.**

**Ms.Vandana Saxena, Adv.  
Ms.Priya Kashyap, Adv.  
For Mr.Rajesh Goyal, Adv.**

**Mr.Preeti Singh, Adv.  
Mr.Sunkalan Porwal, Adv.  
Ms.Manorma Masih, Adv.  
Dr.Swati Jindal, Adv.**

**Mr.S.Udaya Kumar Sagar, Adv.  
Mr.Mrityunjai Singh, Adv.**

**Mrs.Divya Swami, Adv.  
Mr.Nikhil Swami, Adv.**

**Mr.Satyendra Kumar, Adv.  
Mr.Gaurav Goel, Adv.**

**Mr.Aneesh Mittal, Adv.  
Mr.Shreya Sharma, Adv.**

**Mr.P.N.Puri, AOR**

**Mr.Rakesh Mishra, AOR**

**Mr.Arjun Harkauli, AOR**

**Mr.Roopansh Purohit, AOR**

**Mr.Balaji Srinivasan, AOR**

**Ms.Mridula Ray Bhardwaj, AOR**

**Mr.Vineet Bhagat, AOR**

**Mr.Sureshan P., AOR**

**Ms.Sujata Kurdukar, AOR**

**Ms.Sonal Jain, AOR**

**Ms.Shobha Gupta, AOR**

**Mr.Shantanu Sagar AOR**

**Mr.S.Rajappa, AOR**

**Mr.S.K.Verma, AOR**

**Mr.Ravindra Kumar, AOR**

Mr.Ranjit Kumar Sharma, AOR

Mr.Rameshwar Prasad Goyal, AOR

Ms.Rakhi Ray, AOR

Mr.Rajesh Singh, AOR

Mr.Rajeev Singh AOR

Mr.K.K.Mohan, AOR

Ms.Kamkshi S.Mehlwal, AOR

Mr.M.Yogesh Kanna, AOR

Mr.Nishit Agrawal, Adv.

Ms.Manjula Gupta, AOR

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

This matter was directed to be listed today awaiting the progress of auction with regard to the property situated in Calcutta.

It is submitted by Mr.Pawanshree Agarwal, learned amicus curiae, that the property has been auctioned under the supervision of the Committee headed by Justice S.N.Dhingra, a former Judge of the Delhi High Court. The price obtained in the auction is Rs.116.95 crores. Mr.Pawanshree Agarwal, learned amicus submits that he has got a draft of Rs.28,89,56,250/- (Rupees twenty eight crores, eighty nine lakhs, fifty six thousand two hundred fifty only). Let the draft be deposited before the Registry of this Court. The Registry is directed to deposit the said amount in a short term fixed deposit in the UCO Bank, Supreme Court Compound, New Delhi. It is further submitted by Mr.Pawanshree Agarwal that the balance amount will be deposited within a week, as has been

assured by the auction purchaser. Let it be so done.

Mr.Agarwal has drawn our attention to the order dated 27.07.2018 wherein it was thought of keeping aside certain amount so that 514 flats can be constructed and delivered to the home buyers. The Committee has demarcated five projects, which have been filed before us by way of a chart by Mr.Pawanshree Agarwal. The said chart is as follows:

Project	Location	Block/Tower	Fund allocation as per Unitech	Fund as per the Committee
Vistas#	Gurgaon	A9/A10/A11	7.11	7.0
Unihomes	Mohali	B1 - B16 B146-B164 A43-A52	5.15	5
Horizon	Greater Noida	T22	2.2	2
Verve	Greater Noida	T1	5.6	5
Unihomes 117	Noida	A1	1.7	2
TOTAL			21.76	21

It is also worth-noting that the Committee has recorded certain observations with regard to the aforesaid projects and the work which will be done by Unitech. On the basis of the suggestions given by the Committee, learned amicus curiae has requested for issue of following directions:

1. The amount of Rs.21 crores should be transferred by the Registry of this Hon'ble Court to an Unitech Escrow account opened by the Chairman of the Committee where the Chairman is a signatory.
2. The allocation of funds and construction in the

aforesaid projects should be monitored by Justice S.N.Dhingra Committee.

3. The construction should be made strictly within the timeline agreed to and mentioned by the Unitech before the Committee with regard to aforementioned projects.

Mr.Agarwal has given the Unitech Ltd. Committee Escrow Account No.50200032645915 (IFSC/RTGS HDFC0009239) of HDFC Bank. Let a draft of Rs.21,00,00,000/- (Rupees twenty one crores only) be prepared by the Registry in the name of Unitech Ltd. Committee Escrow Account and handed over the same to Mr.Pawanshree Agarwal, who shall hand over the same to the Chairman of the Committee, who in turn, shall deposit the said amount and oversee the allocation of funds and construction. M/s Unitech shall carry the construction as per the instructions of the Committee.

At this juncture, learned counsel appearing on behalf of certain home buyers submitted that they are also interested to take over possession after the building is complete. Be it noted, their flats are situated in projects/towers other than the five mentioned hereinbefore. They may give their option to Mr.Pawanshree Agarwal, who will apprise the Committee. The Committee shall estimate the costs and apprise this Court so that further directions can be issued.

Let these matters be listed on 19.09.2018.

(Chetan Kumar)  
AR-cum-PS

(H.S.Parasher)  
Assistant Registrar

