

ITEM NO.2

COURT NO.3

SECTION XII

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

Petition(s) for Special Leave to Appeal (C) No(s). 29967/2018

(Arising out of impugned final judgment and order dated 31-07-2018 in SA No. 701/2016 passed by the High Court Of Judicature At Madras)

M/S LOVELY PET

Petitioner(s)

VERSUS

K. RADHALAKSHMI & ANR.

Respondent(s)

(IA No. 160354/2019 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 160349/2019 - INTERVENTION/IMPLEADMENT
IA No. 94067/2021 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

WITH

SLP(C) No. 30197/2018 (XII)

(FOR impleading party ON IA 160377/2019, FOR
INTERVENTION/IMPLEADMENT ON IA 160377/2019, FOR APPROPRIATE
ORDERS/DIRECTIONS ON IA 160382/2019, IA No. 160382/2019 -
APPROPRIATE ORDERS/DIRECTION, IA No. 160377/2019 -
INTERVENTION/IMPLEADMENT)

SLP(C) No. 32921/2018 (XII)

(FOR impleading party ON IA 160383/2019, FOR
INTERVENTION/IMPLEADMENT ON IA 160383/2019, FOR APPROPRIATE
ORDERS/DIRECTIONS ON IA 160386/2019, IA No. 160386/2019 -
APPROPRIATE ORDERS/DIRECTIONS, IA No. 160383/2019 -
INTERVENTION/IMPLEADMENT)

SLP(C) No. 32923/2018 (XII)

(FOR ADMISSION and I.R. and IA No.166109/2018-CONDONATION OF DELAY
IN REFILING)

SLP(C) No. 30440/2018 (XII)

(FOR impleading party ON IA 160378/2019, FOR
INTERVENTION/IMPLEADMENT ON IA 160378/2019, FOR APPROPRIATE
ORDERS/DIRECTIONS ON IA 160379/2019, IA No. 160379/2019 -
APPROPRIATE ORDERS/DIRECTIONS, IA No. 160378/2019 -
INTERVENTION/IMPLEADMENT)

SLP(C) No. 30423/2018 (XII)

(FOR impleading party ON IA 160367/2019
FOR INTERVENTION/IMPLEADMENT ON IA 160367/2019
FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 160370/2019
IA No. 160370/2019 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 160367/2019 - INTERVENTION/IMPLEADMENT)

SLP(C) No. 30425/2018 (XII)

(FOR impleading party ON IA 160362/2019
 FOR INTERVENTION/IMPLEADMENT ON IA 160362/2019
 FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 160364/2019
 IA No. 160364/2019 - APPROPRIATE ORDERS/DIRECTIONS
 IA No. 160362/2019 - INTERVENTION/IMPLEADMENT)
 SLP(C) No. 30362/2018 (XII)
 (FOR impleading party ON IA 160328/2019
 FOR INTERVENTION/IMPLEADMENT ON IA 160328/2019
 FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 160330/2019
 IA No. 160330/2019 - APPROPRIATE ORDERS/DIRECTIONS
 IA No. 160328/2019 - INTERVENTION/IMPLEADMENT)
 SLP(C) No. 2872/2021 (XII)
 (FOR ADMISSION and I.R.)
 SLP(C) No. 4299-4300/2022 (XII)
 (FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
 35140/2022
 IA No. 35140/2022 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
 JUDGMENT)

Date : 12-04-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR
 HON'BLE MR. JUSTICE ABHAY S. OKA
 HON'BLE MR. JUSTICE C.T. RAVIKUMAR

For Petitioner(s)

Mr. Vikas Mehta, AOR

For Respondent(s)

Mr. Anand Dilip Landge, AOR

Mr. G. Ananda Solvam, Adv.
 Mr. Sanchit Maheshwari, Adv.
 Mr. Mayil Samy K., Adv.
 Ms. Lakshmi Ramamurthy, AOR

Mr. D. Kumanan, AOR
 Mr. Shekh Fakhruddin Kalia, Adv.

Mr. M. Yogesh Kanna, AOR

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

Despite repeated adjournments granted in these matters to
 enable the parties to move the High Court for early disposal

of pending writ petitions/writ appeals, referred to in the affidavit, filed on 02.07.2021 by the Collector, it appears that the parties have not taken any steps to mention the matters before Chief Justice of the High Court of Madras for taking up the pending writ petitions/writ appeals together before one Bench expeditiously in view of liberty granted by this Court on 10.08.2021. Admittedly, the stated writ petitions/writ appeals have been filed to assail the order passed by the Collector being the fall out of the direction given by this Court vide order dated 22.07.2021.

In one sense, the claim of the parties in writ petitions/writ appeals pending before the High Court is overlapping with the issues that may have to be answered in the present proceedings pending before this Court, concerning the same subject matter and between the same parties.

In the circumstances, in the interest of justice, we deem it appropriate that all issues are answered by this Court in proceedings pending in this Court, including regarding the challenge set up in the writ petitions/writ appeals pending before the High Court.

Accordingly, we direct that the writ petitions/writ appeals being W.P. Nos. 4919, 4922, 5057, 5058, 4761, 4762, 4763, 4764, 4765, 5747, 5748, 5913, 4923, 4920, 4824, 5056, 5054, 5060, 4760, 4921, 5055, 5059 and 9406 of 2011, 23361 and

29633 of 2013, 9420 of 2015 and 19262 of 2021 and W.A. Nos. 231 and 394 of 2011 pending before the High Court of Madras shall stand withdrawn to this Court, to be heard alongwith the group of cases mentioned earlier. We order accordingly.

The Registry to take steps to call for the papers/record pending before the High Court of Madras in connection with this group of cases forthwith.

List these matters alongwith transferred cases on 02.05.2022.

The Registry may take steps for transfer of record through electronic mode or by requesting the High Court to depute Special Messenger for delivery of record, so that this Court may proceed with the matter appropriately on the next date of hearing.

Copy of this order be forwarded forthwith to the Registrar General of High Court of Madras for information and necessary action through email.

The interim protection given to the occupants' structures standing on the disputed land to continue on the same terms till the next date.

(DEEPAK SINGH)
COURT MASTER (SH)

(VIDYA NEGI)
ASSISTANT REGISTRAR