

ITEM NOS.501 & 502
(Part Heard)

COURT NO.3

SECTION IV-A

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(s). 9036-9038/2016

(Arising out of impugned final judgment and order dated 30-11-2015 in WA No. 514/2006 30-11-2015 in WA No. 799/2006 30-11-2015 in WA No. 772/2006 passed by the High Court of M.P. at Indore)

INDORE DEVELOPMENT AUTHORITY AND ORS. ETC.

Petitioner(s)

VERSUS

MANOHARLAL AND ORS. ETC.

Respondent(s)

(IA No. 120433/2017 - APPLICATION FOR SUBSTITUTION
IA No. 120434/2017 - CONDONATION OF DELAY IN FILING
IA No. 1/2016 - EXEMPTION FROM FILING O.T.
IA No. 49411/2019 - INTERVENTION APPLICATION
IA No. 48588/2019 - INTERVENTION APPLICATION
IA No. 122322/2019 - INTERVENTION APPLICATION
IA No. 66568/2019 - INTERVENTION APPLICATION
IA No. 65903/2019 - INTERVENTION APPLICATION
IA No. 53531/2019 - INTERVENTION APPLICATION
IA No. 53497/2019 - INTERVENTION APPLICATION
IA No. 49851/2019 - INTERVENTION APPLICATION
IA No. 159182/2019 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES, IA.175108/2019)

WITH

C.A. No. 19532-19533/2017 (IV-A)
(IA No. 35464/2017 - I A FOR ADDL DOC AND O.T.)

SLP(C) No. 9798-9799/2016 (IV-A)
(FOR EXEMPTION FROM FILING O.T. ON IA 1/2016
FOR [PERMISSION TO FILE ANNEXURES] ON IA 3/2017
FOR INTERVENTION APPLICATION ON IA 30398/2018
FOR INTERVENTION APPLICATION ON IA 31441/2018
FOR INTERVENTION APPLICATION ON IA 34277/2018
FOR impleading party ON IA 36898/2018
FOR INTERVENTION/IMPLEADMENT ON IA 36898/2018
FOR INTERVENTION APPLICATION ON IA 48707/2018
FOR INTERVENTION APPLICATION ON IA 54951/2018
FOR impleading party ON IA 55173/2018
FOR INTERVENTION/IMPLEADMENT ON IA 55173/2018
FOR impleading party ON IA 64113/2018
FOR INTERVENTION/IMPLEADMENT ON IA 64113/2018
FOR INTERVENTION APPLICATION ON IA 67460/2018
FOR CLARIFICATION/DIRECTION ON IA 71640/2018

FOR EXEMPTION FROM FILING O.T. ON IA 71644/2018
 FOR INTERVENTION APPLICATION ON IA 74344/2018
 FOR INTERVENTION APPLICATION ON IA 87282/2018
 FOR impleading party ON IA 88380/2018
 FOR INTERVENTION/IMPLEADMENT ON IA 88380/2018
 FOR impleading party ON IA 99668/2018
 FOR INTERVENTION/IMPLEADMENT ON IA 99668/2018
 FOR CLARIFICATION/DIRECTION ON IA 99670/2018
 FOR INTERVENTION APPLICATION ON IA 112147/2018
 FOR INTERVENTION APPLICATION ON IA 113032/2018
 FOR INTERVENTION APPLICATION ON IA 113035/2018
 FOR INTERVENTION APPLICATION ON IA 113665/2018
 FOR INTERVENTION APPLICATION ON IA 113673/2018
 FOR INTERVENTION APPLICATION ON IA 113677/2018
 FOR INTERVENTION APPLICATION ON IA 114654/2018
 FOR INTERVENTION APPLICATION ON IA 114657/2018
 FOR INTERVENTION APPLICATION ON IA 114726/2018
 FOR impleading party ON IA 121517/2018
 FOR INTERVENTION/IMPLEADMENT ON IA 121517/2018
 FOR INTERVENTION APPLICATION ON IA 135096/2018
 FOR INTERVENTION APPLICATION ON IA 135361/2018
 FOR impleading party ON IA 144281/2018
 FOR INTERVENTION/IMPLEADMENT ON IA 144281/2018
 FOR INTERVENTION APPLICATION ON IA 156601/2018
 FOR INTERVENTION APPLICATION ON IA 160646/2018
 FOR CLARIFICATION/DIRECTION ON IA 160647/2018
 FOR INTERVENTION APPLICATION ON IA 24783/2019
 FOR INTERVENTION APPLICATION ON IA 24790/2019
 FOR INTERVENTION APPLICATION ON IA 49461/2019
 FOR INTERVENTION APPLICATION ON IA 52895/2019
 FOR impleading party ON IA 53181/2019
 FOR INTERVENTION/IMPLEADMENT ON IA 53181/2019
 FOR INTERVENTION APPLICATION ON IA 53197/2019
 FOR INTERVENTION APPLICATION ON IA 53874/2019
 FOR INTERVENTION APPLICATION ON IA 59004/2019
 FOR INTERVENTION APPLICATION ON IA 84144/2019
 FOR INTERVENTION APPLICATION ON IA 84146/2019
 FOR INTERVENTION APPLICATION ON IA 85622/2019
 FOR INTERVENTION APPLICATION ON IA 85623/2019
 FOR STAY APPLICATION ON IA 117673/2019

IA No. 71640/2018 - CLARIFICATION/DIRECTION
 IA No. 160647/2018 - CLARIFICATION/DIRECTION
 IA No. 99670/2018 - CLARIFICATION/DIRECTION
 IA No. 71644/2018 - EXEMPTION FROM FILING O.T.
 IA No. 1/2016 - EXEMPTION FROM FILING O.T.
 IA No. 49461/2019 - INTERVENTION APPLICATION
 IA No. 85622/2019 - INTERVENTION APPLICATION
 IA No. 34277/2018 - INTERVENTION APPLICATION
 IA No. 113035/2018 - INTERVENTION APPLICATION
 IA No. 135096/2018 - INTERVENTION APPLICATION
 IA No. 24790/2019 - INTERVENTION APPLICATION
 IA No. 84146/2019 - INTERVENTION APPLICATION

IA No. 31441/2018 - INTERVENTION APPLICATION
 IA No. 113032/2018 - INTERVENTION APPLICATION
 IA No. 24783/2019 - INTERVENTION APPLICATION
 IA No. 84144/2019 - INTERVENTION APPLICATION
 IA No. 30398/2018 - INTERVENTION APPLICATION
 IA No. 67460/2018 - INTERVENTION APPLICATION
 IA No. 112147/2018 - INTERVENTION APPLICATION
 IA No. 114726/2018 - INTERVENTION APPLICATION
 IA No. 59004/2019 - INTERVENTION APPLICATION
 IA No. 114657/2018 - INTERVENTION APPLICATION
 IA No. 160646/2018 - INTERVENTION APPLICATION
 IA No. 53874/2019 - INTERVENTION APPLICATION
 IA No. 114654/2018 - INTERVENTION APPLICATION
 IA No. 156601/2018 - INTERVENTION APPLICATION
 IA No. 53197/2019 - INTERVENTION APPLICATION
 IA No. 54951/2018 - INTERVENTION APPLICATION
 IA No. 113677/2018 - INTERVENTION APPLICATION
 IA No. 48707/2018 - INTERVENTION APPLICATION
 IA No. 87282/2018 - INTERVENTION APPLICATION
 IA No. 113673/2018 - INTERVENTION APPLICATION
 IA No. 52895/2019 - INTERVENTION APPLICATION
 IA No. 85623/2019 - INTERVENTION APPLICATION
 IA No. 74344/2018 - INTERVENTION APPLICATION
 IA No. 113665/2018 - INTERVENTION APPLICATION
 IA No. 135361/2018 - INTERVENTION APPLICATION
 IA No. 121517/2018 - INTERVENTION/IMPLEADMENT
 IA No. 64113/2018 - INTERVENTION/IMPLEADMENT
 IA No. 55173/2018 - INTERVENTION/IMPLEADMENT
 IA No. 99668/2018 - INTERVENTION/IMPLEADMENT
 IA No. 88380/2018 - INTERVENTION/IMPLEADMENT
 IA No. 144281/2018 - INTERVENTION/IMPLEADMENT
 IA No. 53181/2019 - INTERVENTION/IMPLEADMENT
 IA No. 36898/2018 - INTERVENTION/IMPLEADMENT
 IA No. 3/2017 - PERMISSION TO FILE ANNEXURES
 IA No. 117673/2019 - STAY APPLICATION)

SLP(C) No. 17088-17089/2016 (XI)

SLP(C) No. 37375/2016 (XIV)

SLP(C) No. 37372/2016 (XIV)

SLP(C) No. 16573-16605/2016 (III)

(IA No. 123088/2019 - APPLICATION FOR SUBSTITUTION

IA No. 123069/2019 - APPLICATION FOR SUBSTITUTION

IA No. 123090/2019 - CONDONATION OF DELAY IN FILING SUBSTITUTION
APPLN.

IA No. 123072/2019 - CONDONATION OF DELAY IN FILING SUBSTITUTION
APPLN.)

S.L.P.(C)...CC No. 15967/2016 (IX)

(IA No. 1/2016 - CONDONATION OF DELAY IN FILING)

C.A. No. 19356/2017 (XIV-A)

C.A. No. 19362/2017 (XIV-A)

C.A. No. 19361/2017 (XIV-A)

C.A. No. 19358/2017 (XIV-A)

C.A. No. 19357/2017 (XIV-A)

C.A. No. 19360/2017 (XIV-A)

C.A. No. 19359/2017 (XIV-A)

(IA No. 124921/2019 - APPROPRIATE ORDERS/DIRECTIONS

IA No. 124918/2019 - PERMISSION TO APPEAR AND ARGUE IN PERSON)

SLP(C) No. 34752-34753/2016 (III)

SLP(C) No. 15890/2017 (III)

(FOR ADMISSION

IA No. 74801/2018 - I.A. U/A 142 OF THE CONST. OF INDIA)

C.A. No. 19363/2017 (XIV-A)

C.A. No. 19364/2017 (XIV-A)

C.A. No. 19412/2017 (XIV-A)

MA 1423/2017 in C.A. No. 12247/2016 (XIV-A)

(IA No. 135210/2017 - CONDONATION OF DELAY IN FILING

IA No. 127846/2017 - RECALLING THE COURTS ORDER)

SLP(C) No. 33022/2017 (XII)

(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 128881/2017

IA No. 128881/2017 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 128880/2017 - EXEMPTION FROM FILING O.T.)

SLP(C) No. 33127/2017 (XII)

(FOR EXEMPTION FROM FILING O.T. ON IA 129734/2017

IA No. 129732/2017 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 129734/2017 - EXEMPTION FROM FILING O.T.)

SLP(C) No. 33114/2017 (XII)

(FOR EXEMPTION FROM FILING O.T. ON IA 129656/2017

IA No. 129655/2017 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 129656/2017 - EXEMPTION FROM FILING O.T.)

MA 1787/2017 in C.A. No. 10210/2016 (XIV-A)

(IA No. 138061/2017 - CONDONATION OF DELAY IN FILING

IA No. 138028/2017 - RECALLING THE COURTS ORDER)

MA 1786/2017 in C.A. No. 10207/2016 (XIV-A)
(IA No. 138001/2017 - CONDONATION OF DELAY IN FILING
IA No. 137987/2017 - RECALLING THE COURTS ORDER)

MA 45/2018 in C.A. No. 6239/2017 (XIV-A)
(IA No. 3825/2018 - RECALLING THE COURTS ORDER)

SLP(C) No. 16051/2019 (XII)
(FOR ADMISSION and I.R. and IA No.80041/2019-CONDONATION OF DELAY
IN FILING and IA No.80042/2019-CONDONATION OF DELAY IN REFILING)

Diary No(s). 23842/2018 (XIV)
(FOR ADMISSION and I.R. and IA No.100096/2018-CONDONATION OF DELAY
IN FILING and IA No.100095/2018-EXEMPTION FROM FILING C/C OF THE
IMPUGNED JUDGMENT)

SLP(C) No. 30452/2018 (XIV)

C. A. No. 4835 of 2015 (Item No. 502)
(WITH APPLN(S) FOR INTERVENTION)

SLP (C) No. 30577-30580 of 2015 (Item No. 502.1)

Date : 20-11-2019 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MS. JUSTICE INDIRA BANERJEE
HON'BLE MR. JUSTICE VINEET SARAN
HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MR. JUSTICE S. RAVINDRA BHAT

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 Mr. Ashish Chaubey, Adv.
 Mr. Om Prakash Kumar Srivastava, Adv.
 Mr. Amit Arora, Adv.
 Mr. G. Suvin Kumaran, Adv.
 Mr. R.V. Kameshwaran, Adv.
 Ms. Chitrakala, Adv.
 Ms. Maafi, Adv.
 Mr. R.K.V. Suhas, Adv.

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 Mr. Pradhuman Gohil, Adv.
 Ms. Taruna Singh Gohil, Adv.
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Ms. Payal Dayal, Adv.
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Mr. Sanjay Jain, Adv.

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Mr. C.L. Samu, Adv.
Mr. Ashutosh Mishra, Adv.
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Ms. Veena Bansal, Adv.
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Mr. Lal Pratap Singh, Adv.
Mr. Umesh Pratap Singh, Adv.
Ms. Vivya Nagpal, Adv.
Mr. Arjun Aggarwal, Adv.

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 Mr. Radhakanta Tripathy, Adv.
 Mr. Pawan Kumar, Adv.
 Mr. Kamlesh Kumar Mishra, Adv.
 Mr. M.P. Siddiqui, Adv.
 Mr. Pranay Kumar Mohapatra, Adv.

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 Mr. Sunando Raha, Adv.
 Mr. Arindam Das, Adv.
 Mr. Nishant Kumar, Adv.

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Mr. Deepak Goel, AOR
 Mr. Shree Pal Singh, AOR
 M/S. S. Narain & Co., AOR
 Mr. Balaji Srinivasan, AOR

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

Ms. Shashi Kiran, learned counsel, resumed her arguments at
 2.10 PM and concluded at 02.25 PM. Thereafter, Mr. Jayant Muthraj,

learned senior counsel, started his arguments and concluded at 02.40 PM. Thereafter, Ms. Rachna Srivastava, learned counsel, argued from 02.40 PM till 03.00 PM.

Thereafter, Mr. R. Basant, learned senior counsel, argued in the Intervention Application from 03.00 PM till 03.40 PM.

Thereafter, Mr. Shankar Chillarge, learned counsel appearing in SLP (C)CC No. 15967 of 2016, argued from 03.40 PM till 04.00 PM.

Arguments remained unconcluded.

List tomorrow i.e. on 21.11.2019 as Part Heard as First Item.

(JAYANT KUMAR ARORA)
COURT MASTER

(JAGDISH CHANDER)
BRANCH OFFICER

List of Books : -

- (1) (2015) 3 SCC 327 (Paras 11 to 13)
- (2) (1997) 5 SCC 421
- (3) (2010) 4 SCC 17
- (4) (2017) 11 SCC 382
- (5) (1976) 1 SCC 128 - Dwarka Prasad Vs. Dwarka Das