

IN THE SUPREME COURT OF INDIA

EXTRA-ORDINARY APPELLATE JURISDICTION

SLP(C) Diary No. 31807 OF 2022

WITH PRAYER FOR INTERIM RELIEF

And I. A. No. 30223/23 (Application for
Condonation of Delay in Filing SLP)

DELHI DEVELOPMENT
AUTHORITY

... Petitioner(s)/
Appellant(s)

VERSUS

MADHU AND OTHERS

... Respondent(s)

TO,

MADHU W/O VINOD KUMAR,
R/O F-79, WEST JAWAHAR PARK,
LAXMI NAGAR, DELHI,
DISTRICT - NEW DELHI, DELHI

PID: 133702/2023
FOR R[1] IN
DIARY NO. 31807/2022
(SEC XIV)

WHEREAS the Petition for Special Leave to Appeal with prayer for interim relief along with application for **CONDONATION OF DELAY IN FILING, CONDONATION OF DELAY IN REILING / CURING THE DEFECTS, EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, SUBSTITUTED SERVICE** above mentioned (copy enclosed) filed in the Registry by **Mr. NITIN MISHRA**, Advocate on behalf of the Petitioner(s) above named was listed for hearing before this Court on **17th February, 2023** along with the connected matters, when the Court was pleased to pass the following order:-

"**Learned counsel appearing on behalf of the petitioner has vehemently submitted that, in the present cases, even the Hon'ble High Court has also observed in para 4 at page 2 that the possession of the land in question was taken over. It is submitted that however thereafter, following the decision of this Court in the case of Pune Municipal Corporation and Another vs. Harakchand Misirimal Solanki and Others reported in (2014) 3 SCC 183, the High Court has declared that the acquisition with respect to the land in question is deemed to have lapsed under Section 24(2) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, which is not sustainable in view of the subsequent Constitution Bench decision of this Court in the case of Indore Development Authority vs. Manoharlal & Ors. Etc. reported in 2020 (8) SCC 129. Issue notice on the application for condonation of delay as well as on the Special Leave Petition, returnable on 10.04.2023. Dasti, in addition, is permitted. Respondents be served within a period of 10 days from today.**"

AND WHEREAS, the matter above-mentioned was listed before **Hon'ble Court** on **10th July, 2023**, When the following order was passed:-

".....I.A. No. 77828/2023 in Diary No. 31807/2022

The petitioner seeks permission for substituted service of notice on respondent No. 1. Permission sought for is granted. The petitioner shall take out notice by substituted service by making publication in one edition of Hindustan Times (English and one edition of Nav Bharat Times (Hindi), having circulation in the area concerned within a period of four weeks.

List these matters after four weeks."

NOW, THEREFORE, TAKE NOTICE that the above petition with prayer for interim relief along with application for **CONDONATION OF DELAY IN FILING, CONDONATION OF DELAY IN REILING / CURING THE DEFECTS, EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT** will be posted for hearing before this Court in due course and you may enter appearance before this Court either in person or through an advocate on record of this Court duly appointed by you in that behalf within prescribed time from the date of service of notice. You may thereafter show cause to the Court on the day that may subsequently be specified as to why delay in filing SLP delay in filing/refiling SLP be not condoned and Special Leave Petition and interim relief as prayed be not granted and the resultant appeal be not allowed.

Take Further Notice that the prayer for interim relief after notice will also be listed before the Court in due course.

You may file your affidavit in opposition to the petition as provided under Rule 14(1) of Order XXI, S.C.R.2013 within 30 days from the date of receipt of notice or not later than 2 weeks before the date appointed for hearing, whichever be earlier, but shall do so only by setting out the grounds in opposition to the questions of law or grounds set out in the SLPs and may produce such pleadings and documents filed before the Court/Tribunal against whose order the SLP is filed and shall also set out the grounds for not granting interim order or for vacating interim order if already granted.

TAKE FURTHER NOTICE that if you fail to enter appearance as aforesaid, no further notice shall be given to you even after the grant of special leave for hearing of the resultant appeal and the matter above mentioned shall be disposed of in your absence.

Sd/-

Dated :17th July, 2023

ASSISTANT REGISTRAR



DELHI DEVELOPMENT AUTHORITY