

The Executive Engineer, Tamil Nadu ... vs V. Saraswathiammal on 11 May, 2022

Bench: Aniruddha Bose, Pamidighantam Sri Narasimha

1

ITEM NO.1

COURT NO.13

SE

S U P R E M E C O U R T O F
RECORD OF PROCEEDINGS

I N D I A

Petition for Special Leave to Appeal (C) No. 6928/2021

(Arising out of impugned final judgment and order dated 07-01-2021
in CRPNPD No. 3440/2018 passed by the High Court of Judicature at
Madras)

THE EXECUTIVE ENGINEER, TAMIL NADU HOUSING BOARD
VERSUS

Peti

V. SARASWATHIAMMAL & ANR.

Resp

(IA No.61391/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT and IA No.61392/2021-EXEMPTION FROM FILING O.T.[ONLY I.A
NO. 140642/2021 IN SLP (c)NO. 15690/2021 IS LISTED]
IA No. 28481/2022 - CLARIFICATION/DIRECTION)

WITH

SLP(C) No. 15690/2021 (XII)

(IA No. 140642/2021 - CLARIFICATION/DIRECTION)

Date : 11-05-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ANIRUDDHA BOSE

HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA

For Petitioner(s)

Mr. Sanjay R. Hegde, Sr. Adv.
Dr. Joseph Aristotle S., AOR.
Ms. Nupur Sharma, Adv.
Mr. Shobhit Dwivedi, Adv.
Mr. Sanjeev Kumar Mahara, Adv.

For Respondent(s)

Mr. Pallav Shisodia, Sr. Adv.
Mr. A. Raja Narayanan, Adv.
Mr. A. Lakshminarayanan, AOR

Mr. V. Balachandran, Adv.
Mr. Siddharth Naidu, Adv.
M/S. KSN & Co., AOR

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

IA No. 28481 of 2022 in SLP (C) No. 6928 of 2021 In the present I.A., Mr. Sanjay R. Hegde, learned senior counsel appearing for the applicant seeks modification of the order dated 20.10.2021 passed by a Co-ordinate Bench (of which one of us, Aniruddha Bose, J was a member). By the said order, this Court had permitted the respondents to withdraw a sum of Rs. 65 lakhs out of the total sum which had already been deposited by the petitioner (Mr. Sanjay Hegde's client).

Mr. Hegde submits that the withdrawal permission ought to have been confined to 50 percent of the total sum. Mr. Pallav Shisodia, learned senior counsel appearing for the respondent(s)/land holder(s) assures this Court that in view of pendency of the SLP before this Court, his clients would not withdraw beyond Rs. 35 lakhs out of the sum already deposited, and rest of the sum shall be kept in the account until further order of this Court.

In view of such submissions and particularly what has been submitted by Mr. Shisodia, the present application shall stand disposed of.

IA No. 140642/2021 in SLP(C) No. 15690 of 2021 Learned counsel appearing for the applicant in I.A. No. 140642 of 2021 in the connected matter submits that his client would not like to press the application in view of the order passed in I.A. No. 28481 of 2022.

The I.A. is dismissed as withdrawn.

Let both the special leave petitions be listed in the second week of August, 2022.

(SHRADDHA MISHRA)
SENIOR PERSONAL ASSISTANT

(RANJANA SHAILEY)
COURT MASTER (NSH)