

ITEM NO.301

COURT NO.4

SECTION XVII-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No.10856/2016

BHUPINDER SINGH

Appellant(s)

VERSUS

UNITECH LTD.

Respondent(s)

(With appln.(s) for IA No.97388/2020 - APPROPRIATE ORDERS/DIRECTIONS, IA No.80954/2020 - APPROPRIATE ORDERS/DIRECTIONS, IA No.50706/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No.79304/2020 - INTERVENTION APPLICATION, IA No.47795/2021 - INTERVENTION/IMPLEADMENT, IA No.80947/2020 - INTERVENTION/IMPLEADMENT, IA No.50704/2021 - INTERVENTION/IMPLEADMENT, IA No.15360/2022 - MODIFICATION OF COURT ORDER and IA No.5463/2021 - PERMISSION TO PLACE ADDITIONAL FACTS AND GROUNDS)

WITH S.L.P.(Cr1) Nos.5978-5979/2017 (II-C)

(With appln.(s) for IA No.23380/2018 - INTERVENTION APPLICATION INTERVENTION APPLICATION)

Date : 02-03-2022 These matters were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MR. JUSTICE M.R. SHAH

Mr. Pawanshree Agrawal, AOR, (A.C.)

For Appellant(s)

Mr. Deepak Goel, AOR

Ms. Anubha Agrawal, AOR

Mr. Siddhartha Dave, Sr. Adv.
Mr. Vishal Gosain, Adv.
Mr. Anuroop Chakravarti, Adv.
Ms. Ranjeeta Rohatgi, AOR
Ms. Samten Doma, Adv.
Ms. Neeha Nagpal, Adv.
Ms. Aarushi Singh, Adv.

For Respondent(s)

Ms. Madhvi Divan, ASG
Ms. Shradha Deshmukh, Adv.
Mr. Prashant Singh (B), Adv.
Mr. Chinmayee Chandra, Adv.
Mr. Ankur Talwar, Adv.
Ms. Vaishali Verma, Adv.
Mr. Amrish Kumar, Adv.
Mr. Shekhar Vyas, Adv.
Mr. Ayush Puri, Adv.
Ms. Praveena Gautam, Adv.
Ms. Ruchi Kohli, Adv.
Mr. Siddhant Kohli, Adv.
Ms. Niddhi Khanna, Adv.
Mr. Sughosh Subramaniam, Adv.
Mr. Santosh Kumar, Adv.
Mr. A.K. Sharma, AOR

Mr. K.M. Nataraj, ASG
Mr. Gurmeet Singh Makker, Adv.
Ms. Suhashini Sen, Adv.
Mr. T.A. Khan, Adv.
Mr. Anish Kr. Gupta, Adv.
Mr. Chinmayee Chandra, Adv.
Mr. Siddhant Kohli, Adv.
Mr. M.K. Maroria, AOR

Mr. Pawanshree Agrawal, AOR
Mr. Varun K. Chopra Adv.

Mr. S.C. Dharmadhikari, Adv.
Mr. Aniruddha Joshi, Adv.
Ms. Jasmine Damkewala, AOR
Ms. Vaishali Sharma, Adv.
Mr. Dinesh Chander Trehan, Adv.

Ms. Misha Rohatgi, AOR

Mr. Dama Seshadri Naidu, Sr. Adv.
Mr. B. Arvind Srevatsa, Adv.
Mr. S. Santanam Swaminadhan, Adv.
Ms. Abhilasha Shrawat, Adv.
Mrs. Aarthi Rajan, AOR

Mr. Nikhil Nayyar, Sr. Adv.
Ms. Pritha Srikumar Iyer, AOR
Mr. Naveen Hegde, Adv.
Ms. Mansi Binjrajka, Adv.

Mr. Anil Grover, Sr. AAG
Mr. Ajay Bansal, AAG
Mr. Rahul Khurana, Adv.
Mr. Satish Kumar, Adv.
Mr. Gaurav Yadava, Adv.
Mr. Sanjay Kumar Visen, AOR
Ms. Babita Mishra, Adv.
Ms. Adina A. Nair, Adv.

Mr. Brijesh Kumar Tamber, AOR
Mr. Saurabh Choudhary, Adv.
Mr. Yashu Rustagi, Adv.

Mr. Vikrant Pachnanda, AOR
Mr. Mukul Katyal, Adv.

Mr. Vikram Nankani, Sr. Adv.
Mr. Vipin Jain, Adv.
Mr. Shwetabh Sinha, Adv.
Mr. Ujjal Banerjee, AOR
Mr. Ashish Rao, Adv.
Mr. Akash Khurana, Adv.

Mr. Salim A. Inamdar, Adv.
Mr. Modassir H. Khan, Adv.
Mr. Abhishek Thakral, Adv.
Ms. Astha Tyagi, AOR

Mr. Pradeep Chindra, Adv.
Mr. Raajan Chawla, AOR

Mr. Soumya Chakraborty, Sr. Adv.
Mr. Arup Banerjee, AOR

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

IA No. 15360 of 2022 filed by Priadarshini Foundations Pvt. Ltd

- 1 The application for clarification and modification of the order dated 2 December 2021 is, in substance, an application for review. Such an application is not maintainable and is accordingly dismissed.
- 2 In compliance with the judgment dated 2 December 2021, Priadarshini Foundations Pvt Ltd shall reconvey the land admeasuring 30.71 acres to Unitech Limited, presently managed by the Board of Directors constituted by the Government of India within three weeks. The refund of Rs 25 crores shall take place simultaneously with reconveyance of the land or, in any event, within a period of one week from the date of reconveyance. A copy of the draft sale deed shall be communicated by Priadarshini Foundations Pvt Ltd to the Board of Directors of Unitech Limited, as presently reconstituted, within a period of two weeks.

Civil Appeal Nos 10856/2016 and SLP(Crl) Nos 5978-5979/2017

- 1 List the following on 9 March 2022 at 2 pm:
 - (i) Affidavit of Director General, Prisons in compliance of order dated 27 January 2022;
 - (ii) APIIC - IA Nos 57580/2021 & 57581/2021 (applications for direction and impleadment of Andhra Pradesh Industrial Infrastructure Corporation (APIIC));

- (iii) Carnoustie - IA Nos. 50704 of 2021, 50706 of 2021 filed by Unitech and IA Nos. 79304 of 2020, 5463 of 2021 filed by Carnoustie;
- (iv) D.A. Kumar - IA Nos. 97388 of 2020, 47795 of 2021 filed by Unitech and IA Nos. 80954 of 2020 and 80947 of 2020 filed by D A Kumar;
- (v) IA No 23380 of 2018 (application for intervention on behalf of M/s Cera Sanitaryware Ltd).

(CHETAN KUMAR)
A.R. - cum - P.S.

(SAROJ KUMARI GAUR)
Court Master