

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.57580/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No.50706/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No.79304/2020 - INTERVENTION APPLICATION, IA No.50704/2021 - INTERVENTION/IMPLEADMENT, IA No.47795/2021 - INTERVENTION/IMPLEADMENT, IA No.80947/2020 - INTERVENTION/IMPLEADMENT, IA No.57581/2021 - INTERVENTION/IMPLEADMENT, 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 and IA No.118046/2018 - CLARIFICATION/DIRECTION)

Date : 23-03-2022 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.) (N/P)
Mr. Varun K. Chopra, Adv.

For Appellant(s)

Mr. Deepak Goel, AOR

Mr. N. Venkataraman, ASG
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)

Mr. N. Venkataraman, ASG
Ms. Anubha Agrawal, AOR

Ms. Madhavi Divan, ASG
Mr. K.M. Nataraj, ASG
Ms. Suhashini Sen, Adv.
Ms. Shraddha Deshmukh, Adv.
Mr. M.K. Maroria, AOR
Ms. Chinmayee Chandra, Adv.
Mr. Siddhant Kohli, Adv.
Mr. Rajan Kr Chourasia, Adv.
Mr. Prashant Singh B, Adv.
Mr. Amrish Kumar, AOR
Mr. Ayush Puri, Adv.
Ms. Ruchi Kohli, Adv.
Ms. Nidhi Khanna, Adv.
Ms. Praveena Gautam, Adv.
Mr. Shekhar Vyas, Adv.
Mr. Santosh Kumar, Adv.
Mr. Sughosh Subramaniam, Adv.
Mr. Ankur Talwar, Adv.
Ms. Vaishali Verma, Adv.
Mr. Raj Bahadur Yadav, AOR
Mr. Arvind Kumar Sharma, AOR
Mr. T.A. Khan, Adv.
Mr. Anish Kr. Gupta, Adv.
Mr. Adit Khorana, Adv.
Mr. Digvijay Dam, Adv.
Mr. G.S. Makkar, AOR

Mr. Siddhartha Dave, Sr. Adv.
Ms. Ranjeeta Rohatgi, AOR
Ms. Tarannum Cheema, Adv.
Mr. Akash Kumar Singh, Adv.
Ms. Samten Doma, Adv.
Ms. Aarushi Singh, Adv.

For Maharashtra

Mr. Rahul Chitnis, Adv.
Mr. Sachin Patil, AOR
Mr. Aaditya A. Pande, Adv.
Mr. Geo Joseph, Adv.
Ms. Shwetal Shepal, 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

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
Ms. Noopur Singhal, Adv.
Mr. Rahul Khurana, Adv.
Mr. Sanjay Kumar Visen, AOR
Ms. Babita Mishra, Adv.
Mr. Ajay Bansal, Adv.
Mr. Gaurav Yadava, Adv.
Ms. Veena Bansal, 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. Sanjeev Sen, Sr. Adv.
Mr. Salim A. Inamdar, Adv.
Mr. Modassir H. Khan, Adv.
Mr. Abhishek Thakral, Adv.
Ms. Astha Tyagi, AOR

Mr. K.V. Vishwanathan, Sr. Adv.
Mr. Pradeep Chindra, Adv.
Mr. Raajan Chawla, AOR

APIIC

Mr. S. Chakraborty, Sr. Adv.
Mr. Arup Banerjee, AOR
Ms. Sudha Jha, Adv.

NOIDA

Mr. Ravindra Kumar, Sr. Adv.
Mr. Binay K Das, AOR

Mr. Amit Agrawal, AOR

Ms. Charu Ambwani, AOR

IA 193610/2019

Mr. Kamaldeep Gulati, Adv.

Mr. Abhay Kumar, Adv.
Mr. Kumar Milind, Adv.
Ms. Shagun Ruhil, Adv.

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

IA No 23380 of 2018 in SLP(Crl) Nos 5978-5979 of 2017

- 1 Learned counsel appearing on behalf of the applicant states that the name of the applicant has already been included in the web portal (Portal ID 10679).
- 2 In view of the above position, it has been stated that the purpose of the interlocutory application has been fulfilled and no further direction is sought.
- 3 The Interlocutory Application is disposed of.

Affidavit on behalf of the State of Maharashtra in IA No 135050 of 2021

- 1 An affidavit has been filed by the Superintendent of Mumbai Central Prison in response to the request of the petitioners for being granted video conferencing facilities from the Mumbai Central Prison and from the Taloja Jail with their lawyers in Delhi. The affidavit has explained the reasons why such a facility cannot be granted by making an exception in the case of the petitioners. The affidavit also states that as a matter of fact, 27 physical meetings have taken place with the advocates till 15 March 2022.
- 2 We are unable to make any exception in the case of the petitioners. Hence, in modification of the order dated 10 February 2022, we direct that the facility of meeting the advocates within the premises of the jail shall be allowed in terms of the provisions of the Jail Manual.
- 3 Pursuant to the request of Mr Siddhartha Dave, learned senior counsel appearing on behalf of the petitioners, the Court has been assured by Mr Rahul Chitnis, Chief Standing Counsel for the State of Maharashtra that facilities as are permissible to under-trials in the jail premises shall be allowed in terms of the Jail Manual.

Office Report dated 22 March 2022 in Civil Appeal No 10856 of 2016

- 1 The office report indicates that two FDRs are maturing on 5 April 2022 and 1 April 2022. The FDRs be renewed for a further period of 91 days with auto renewal from time to time.

IA No 43629 of 2022 & IA No 43631 of 2022 in SLP (Crl) Nos 5978-5979 of 2017

- 1 List the Interlocutory Applications on 25 March 2022 at 10.30 am.

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

- 1 List the following on 30 March 2022 at 2 pm:
 - (i) Status Report of Directorate of Enforcement;
 - (ii) APIIC - IA Nos 57580/2021 & 57581/2021 (applications for direction and impleadment of Andhra Pradesh Industrial Infrastructure Corporation (APIIC));
 - (iii) 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;
 - (iv) Carnoustie - IA Nos. 50704 of 2021, 50706 of 2021 filed by Unitech and IA Nos. 79304 of 2020, 5463 of 2021 filed by Carnoustie and IA No 118046 of 2018 in SLP(Crl) Nos 5978-5979/2017;
 - (v) IA No 193610 of 2019 [For home buyers]

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

(SAROJ KUMARI GAUR)
COURT MASTER

