

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

I.A. NO. 110706 OF 2021

IN

WRIT PETITION (CIVIL) NO. 188 OF 2004

IN THE MATTER OF:

M/s. Raiganj Consumer Forum

...Petitioner

Versus

Union of India & Ors.

...Respondents

AND

IN THE MATTER OF:

**M/s. Divi's Laboratories Limited
Divi Towers, 1-72/23(P)/DIVIS/303,
Cyber Hills, Gachibowli,
Hyderabad - 500032,
Telangana, India**

...Intervenor/Applicant

**APPLICATION FOR DIRECTIONS ON
BEHALF OF M/S. DIVI'S
LABORATORIES LIMITED**

[PAPER BOOK]

[FOR INDEX PLEASE SEE INSIDE]

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ADVOCATE FOR INTERVENOR/APPLICANT: SANYAT LODHA

VOLUME – II

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ITEM NO.59

COURT NO.5

SECTION X

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Writ Petition(s) (Civil) No(s). 188/2004

M/S. RAIGANJ CONSUMER FORUM

Petitioner(s)

VERSUS

UNION OF INDIA . & ORS.

Respondent(s)

WITH

T.C. (C) Nos.19/2005, 24/2005, 2/2004, 1/2004, 3/2004, 10/2004, 59/2003, 60/2003, 68/2003, 69/2003, 70/2003, 71/2003, 72/2003, 73/2003, 74/2003, 76/2003, 77/2003, 78/2003, 79/2003, 80/2003, 81/2003, 58/2005, 83/2003, 84/2003, 85/2003, 86/2003, 88/2003, 89/2003, 90/2003, 91/2003, 92/2003, 93/2003, 94/2003, 49/2005, 97/2003, 50/2005, 98/2003, 51/2005, 53/2005, 101/2003, 54/2005, 102/2003, 55/2005, 103/2003, 56/2005, 104/2003, 57/2005, 105/2003, 107/2003, 109/2003, 110/2003, 111/2003, 112/2003, 115/2003, 116/2003, 117/2003, 118/2003, 119/2003, 120/2003, 121/2003, 122/2003, 123/2003, 125/2003, 126/2003, 128/2003, 129/2003, 130/2003, 131/2003, 132/2003, 133/2003, 134/2003, 135/2003, 136/2003, 137/2003, 138/2003, 139/2003, 140/2003, 141/2003, 142/2003, 143/2003, 144/2003, 147/2003, 148/2003, 149/2003, 151/2003, 152/2003, 153/2003, 155/2003, 156/2003, 157/2003, 158/2003, 159/2003, 160/2003, 161/2003, 162/2003, 163/2003, 164/2003, 165/2003, 166/2003, 167/2003, 169/2003, 170/2003, 171/2003, 172/2003, 173/2003, 174/2003, 175/2003, 176/2003, 177/2003, 178/2003, 179/2003, 180/2003, 181/2003, 182/2003, 183/2003, 184/2003, 185/2003, 186/2003, 187/2003, 188/2003, 189/2003, 190/2003, 191/2003, 192/2003, 193/2003, 194/2003, 195/2003, 197/2003, 198/2003, 199/2003, 200/2003, 202/2003, 203/2003, 204/2003, 205/2003, 206/2003, 207/2003, 208/2003, 209/2003, 210/2003, 211/2003, 212/2003, 213/2003, 214/2003, 216/2003, 217/2003, 218/2003, 219/2003, 220/2003, 221/2003, 222/2003, 223/2003, 224/2003, 225/2003, 228/2003, 229/2003, 230/2003, 231/2003, 232/2003, 233/2003, 234/2003, 235/2003, 236/2003, 237/2003, 238/2003, 239/2003, 240/2003, 241/2003, 242/2003, 243/2003, 244/2003, 245/2003, 247/2003, 248/2003, 249/2003, 251/2003, 252/2003, 254/2003, 255/2003, 256/2003, 257/2003, 258/2003, 259/2003, 260/2003, 261/2003, 262/2003, 95/2003, 124/2003, 146/2003, 201/2003, 215/2003, 226/2003, 227/2003, 82/2003 and 154/2003

MA 151/2018 in T.C. (C) No. 2/2004

(IA No.8286/2018-CLARIFICATION/DIRECTION)

Date : 09-05-2018 These petitions were called on for hearing today.

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

A copy of the affidavit given in Court by the Principal Commissioner, Income Tax, Chandigarh is taken on record.

Mr. Dipinder Singh, Secretary, Revenue Department, Government of Punjab is present. A copy of the affidavit given in Court on behalf of the Government of Punjab furnishing the particulars of the surplus land is taken on record. The appearance of the officer is dispensed with.

Mr. Vinod Prasad Raturi, Secretary, Revenue Department, Government of Uttarakhand is present. A copy of the affidavit given in Court by the Government of Uttarakhand furnishing the particulars of the surplus land is taken on record. The presence of the officer is dispensed with until further orders.

Any of the parties to these writ petitions are free to respond to the reports filed by the States of Punjab and Uttarakhand as also to the affidavit filed by the Principal Commissioner of Income Tax, Chandigarh.

The Registry is directed to verify the Bank Guarantee.

By our order dated 11th April, 2018, we recorded that the best offer for purchase of the properties reached upto Rs.721,00,00,000/- (Rupees seven hundred and twenty one crores). It was also made clear that a further opportunity will be available to those who are otherwise interested to participate in the auction on 2nd May, 2018. The Committee was also directed to give wide publicity for the proposed auction to be held on 2nd May, 2018 so that others, if interested, could participate subject to the deposit/bank guarantee for an amount of Rs.721,00,00,000/- (Rupees seven hundred and twenty one crores). The matter was taken up on 2nd May, 2018. It was noted that nobody was clear as to the extent and the items of properties. Therefore, this Court directed the Committee to furnish a list of properties showing the available particulars.

Accordingly, the Committee has filed a compliance report furnishing the details of properties available for

sale. The available details include nature of the land/building, location, approximate area, Collector's rate and the valuation. We direct the Committee to upload the particulars of the properties furnished to this Court by their compliance report dated 3rd May, 2018 on their website forthwith.

Post these matters on 17th May, 2018.

We make it clear that anybody who is interested in participating in the auction in respect of the properties, particulars of which are available on the website of the Committee, shall be present in Court on that day and deposit or furnish bank guarantee for Rs.722,00,00,000/- (Rupees seven hundred and twenty two crores) with the Registry on or before 4 p.m. on 16th May, 2018.

We further make it clear that in case anybody is interested in gathering any more information, they are free to approach the Committee regarding the same. The auction will be conducted on 'as is where is basis' condition. It is also made clear that auction will be on the principle of caveat emptor, meaning thereby that whatever be the deficiencies in the title and whatever be the litigation in respect of the properties, all that the buyers will have to take care of. It is also made clear that this will include the disputes on surplus land as well.

We direct the Committee to give wide publicity to this order with the relevant part of this order. We also direct the Committee to publish the details of the properties as furnished to this Court in their affidavit dated 3rd May, 2018 as part of the advertisement.

(ANITA MALHOTRA)
COURT MASTER

(RENU DIWAN)
ASSTT. REGISTRAR

* (The original bank guarantee is handed over to the concerned dealing assistant in Court.)

ANNEXURE - A/15

PART - A
PROPERTIES AVAILABLE FOR SALE

Sr.No.	Land/Building	Location	Approx.Area	Collector Rate	Collector's Value of property/ Land
1	Agricultural land	Village Jaswantgarh, Haryana	72.31 Acre	50.00 lacs per acre	36.15 Cr
2	Agricultural land	Village Billa, Haryana	51.37 Acre	47.25 lacs per acre	24.27 Cr
3	SCF - 21 P	Sector Diwan khana, HUDA, Jind	151.412 sq.yds	55000 per yard	0.83 Cr
4	Semi Constructed Building and open areas in agricultural land, abadi deh, baras, ruris	Village Billa, Haryana	39 K - 22 M (4.875 Acre)	47.25 lacs per acre	2.30 Cr
5	Agricultural land	Village Bunga, Haryana	5.68 Acre	17.00 lacs per acre	0.96 Cr
6	Agricultural land	Village Kot, Haryana	5.07 Acre	56.00 lacs per Acre	0.28 Cr
7	Agricultural land	Village Parasoli, Gurgaon	73 K - 5.66 M (9.22 Acre)	56.00 Lacs Per Acre	5.07 Cr
8	Agricultural land	Village Bhokrakha, Gurgaon	46 K - 15 M (5.84 Acre)	56.00 Lacs Per Acre	3.26 Cr
9	Agricultural land	Village Bhorakhurd, Gurgaon	1221 K - 2.5 M (152.64 Acre)	56.00 Lacs Per Acre	85.37 Cr
10	Agricultural land	Village Sidhrawali, Gurgaon	57 K - 6 M (7.162 Acre)	70.00 Lacs Per Acre	5.02 Cr
11	Agricultural land	Village Panda, Tehsil Mhow, Indore	57.830 hectare (viz. 142.90 Acre)	1.25 Cr. Per Hectare	72.29 Cr
12	Agricultural land	Village Nawda, Tehsil Mhow, Indore	27.219 hectare (viz. 67.26 Acre)	60 Lacs per Hecter	16.33 Cr
13	Agricultural land	Village Raau, Tehsil & Distt., Indore	15.703 hectare (viz 38.803 Acre)	3.00 Cr per Hecter	47.10 Cr
14	Agricultural land	Village Motadak Pargana & Tehsil Nazibabad, Distt. Bijnour	6.457 Hectare (15.955 Acre)	20 Lacs per Hectare	1.29 Cr

15	Flat bearing D.No. 15-1-84, Flat No. 6-A, 6th floor	Block -B, Sea Doll Apartment, opp. Grand Bay Hotel, Nowroji Road, Maharanipeta, Visakhapatnam City. (A.P.)	65.5 sq.yds out of 1794 sq.yds it constructed plinth of 1510 sq.ft RCC slabbed apartment		
16	Under Cliff Estate	Mussoorie	500 Bigha (95 Acres)	134 Cr.	
17	Flat No. 601 - G.F., Building No.-6,	Ranka Park Apartment, Lal Bagh Road, Doddamavalli, Bangalore	1160 sq.ft.	9800/- per sq.ft.	1.13 Cr
18	Flat No. S -1, IInd Floor	Albert Court Corporation No. 2/4, Albert Street, Corporation ward no. 76, Bangalore	Schedule B - 643.5 sq.ft. & Schedule C - 1176.32 sq.ft.	13200/- per sq.ft.	0.85 Cr
19	House (Flat) No. D-6	Residential yojna, Begum Bagh, Meerut.	-	-	-
20	Homestead land comprise of two storeyed building	Golden Complex, R.S. Plot No. 3288, Street No.3, Pargana Baikunthapur, Mouza Siliguri, J.L. No. 110(88), P.S. Siliguri, Distt. Darjeeling (W.B.)	G.F. = 2490 sq.ft F.F. = 2490 sq.ft.	-	-
21	Agricultural land	Village Kishanpura, Jind, Haryana	29 K - 2 M	2.25 Lacs per Acre	0.08 Cr
22	House No. C-6/359/1,	Garhi Mundo, Jagadhari (Haryana)	218 sq.yds	9600/- per Sq. Yd.	0.21 Cr
23	Agricultural land	Village Jagadhari, Tehsil & District Yamunanagar	4 K - 13 M		

PART - B **PROPERTIES/LANDS UNDER LITIGATION BEFORE COURT/COMMITTEE**

Sr.No.	Land/Building	Location	Approx.Area	Collector Rate	Collector's Value of property/ Land
1	16 Shops, Hotel block, 2 Cinema Hall, Main House	Mall Road, Mussoorie	3801 Sq.Mts	33500/- Sq. Mts	12.75 Crore
2	Luxmi Bhawan & Cottage	Kurli, Mussoorie	2858 Sq.Mtrs	33500/- Sq. Mts	9.57 Crore
3	Hotel Drive in Dhanaulti	Mussoorie-Chamba Road, Dhanaulti, Distt. Tehri Garwal	759 sq.mts and constructed building on the land (covered area 16458 sq.ft.)	-	-
4	Flat	Vasant Kunj, Delhi	1250 Sq. Ft (116.129 Sq. Mtr)	-	-
5	Building No. 117, 117-A, 93-A & 94/1, 2	B.C.Bazar, Staff Road, Ambala Cantt.	2369 Sq.Ft (265.77 yard)	23000/- yard	0.61 Crore
6	Two Plots	Lajpat Nagar, Delhi	703.3 Sq. Mts.	159840/- Sq.Mtr	11.24 Crore
7	Plot No. 265/1	NTPC, Ramagundam, Karimnagar	847 Sq. Yds	7500/- per Sq. Yds	0.63 Crore
8	Agricultural Land	Village Kotra, District Kaithal	88 Kanal (11 Acre)	15 Lacs per Acre	1.65 Crore
9	Agricultural Land	Village Peer Muchala, Distt. SAS Nagar	4 Acre	1.56 Crore per Acre	6.26 Crore

10	Building	Plot No. 104/33, Dehradun Road, Rishikesh	118.16 Sq. Mts.	11000/- per sq. Mts	12.98 Lacs
11	Agricultural Land	Village Chammu Kalan, Distt. Kurushetra	6 K - 0 M	20 Lacs per Acre	15 Lacs
12	Agricultural Land	Village Kheri Manaktabra, Ambala	44 K - 14 M	15 Lacs per Acre	83 Lacs
13	Agricultural Land	Village Dera, Ambala	200 K - 7 M	15 Lacs per Acre	3.76 Crore

PART - C SURPLUS LAND AND DECLARED BY THE STATE OF PUNJAB AND UTTARAKHAND

Sr.No.	Land/Building	Location	Approx.Area	Collector Rate	Collector's Value of property/ Land
1	Surplus Land	Uttarakhand (As per Vol. 2, 6 & 7 of Dr.Namavati Report)	1355.56 Acre	@ Rs. 20 Lacs per acre (assumption)	271.11 Crore
2	Surplus Land (less built up properties mention at Sr No. 3 to 10 below)	Punjab	4169.86 Acre	@ Rs. 20 Lacs per acre (assumption)	833.97 Crore
3	Farmland and Building (builtup)	Village Jharmari, Punjab	36 Killa	60 Lacs	21.60 Cr
4	Central office Building (builtup)	Village Jharmari, Punjab	32 Killa	60 Lacs	19.20 Cr
5	Hotel (builtup)	Village Jharmari, Punjab	16 Killa	60 Lacs	9.60 Cr

6	10 Residential & 2 office Building	Village Jarout, Punjab	25 Killa	16 Lacs	4.00 Cr
7	Farmland (part of builtup area)	Village Kurli, Punjab	58 Killa	60 Lacs	34.80 Cr
8	Farmland (part of builtup area)	Village Kurli, Punjab	9 Killa	60 Lacs	5.40 Cr
9	Farmland(part of builtup area)	Village Jharmari, Punjab	77 Killa	60 Lacs	46.20 Cr
10	Agricultural Land (part of builtup area)	Village Peer Muchala	37.11 Killa	1.56 Crore	57.90 Cr

PART - D **PROPERTIES/LANDS TO BE VARIFIED AND IDENTIFIED**

Sr.No.	Land/Building	Location	Approx.Area	Collector Rate	Collector's Value of property/ Land
a) Source : Dr. Namavati Report					
1	Lands in Andhra Pradesh	Mandal Choutuppal, District Nalgonda	1091.331 Acre	@ Rs. 20 Lacs per acre (assumption)	218 Cr.
2	Lands in Haryana	District Ambala	505.658 Acre	@ Rs. 20 Lacs per acre (assumption)	101 Cr.
3	Lands in Haryana	District Panchkula	261.661 Acre	@ Rs. 20 Lacs per acre (assumption)	52 Cr.
4	Lands in Madhya Pradesh	Gari Piplaya, Distt. Indore	10.911 Acre	@ Rs. 20 Lacs per acre (assumption)	2 Cr.

b) Source : Other than Dr. Namavati Report

5	Land in Orissa	Khurda	90.24 Acre	@ Rs. 30 Lacs per Acre	27 Cr.
6	Land in Karnataka	Kolar	17 Acre	@ Rs. 20 Lacs per acre (assumption)	3 Cr.
7	Land in Andhra Pradesh	Mandal Bibinagar District Nalgonda	231.30 Acre	@ Rs. 20 Lacs per acre (assumption)	46 Cr.
8	Land in Himachal Pradesh	Vill. Garkhal, Kasuli	37 Bigha - 2 Biswa (7.50 Acre)	@ Rs. 20 Lacs per acre (assumption)	1.5 Cr.
9	Office Room - 2nd floor	181/1 A.J.C. Bose Road, Kolkatta	1242 sq.ft.		

Note: Collector Rates are indicative only which are fixed according to the location and Quality of land and further revised periodically therefore are subject to change. Rate of Rs. 20 lacs per acre assumed in the case where the rates are not available.

ITEM NO.2

COURT NO.5

SECTION X

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Writ Petition(s) (Civil) No(s). 188/2004

M/S. RAIGANJ CONSUMER FORUM

Petitioner(s)

VERSUS

UNION OF INDIA . & ORS.

Respondent(s)

WITH

T.C. (C) No. 19/2005 (XVI-A)

T.C. (C) No. 24/2005 (XVI-A)

T.C. (C) No. 2/2004 (XVI-A)

T.C. (C) No. 1/2004 (XVI-A)

T.C. (C) No. 3/2004 (XVI-A)

T.C. (C) No. 10/2004 (XVI-A)

T.C. (C) No. 59/2003 (XVI-A)

T.C. (C) No. 60/2003 (XVI-A)

T.C. (C) No. 68/2003 (XVI-A)

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MA 151/2018 in T.C. (C) No. 2/2004 (XVI-A)
(IA No.8286/2018-CLARIFICATION/DIRECTION)

Date : 17-05-2018 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR

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parties

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Mr. Ashutosh Kumar Sharma, Adv.

Mr. Jatinder Kumar Bhatia, AOR

Mr. Rana Ranjit Singh, AOR

Mr. Arun Kumar Beriwal, AOR

Mr. Sudhir Kumar Gupta, AOR

UPON hearing the counsel the Court made the following

O R D E R

On behalf of the investors, it has been pointed out that they have been waiting for their money for the last 14 years. It is submitted that the Court may take steps at the earliest to sell the properties and distribute the sale proceeds to the investors without further delay.

On behalf of some of the intending purchasers who would like to participate in the auction, it was submitted that they did not get sufficient time to verify the particulars of the properties from the case records as well as from the Committee. Post on 04.07.2018 at 2:00 PM. All those who intend to participate in the auction may deposit an amount of Rs 721,00,00,000/- (Rupees Seven Hundred and Twenty One Crores) before the Registry of this Court on or before 03.07.2018. We make it clear that there shall be no further extension of time on any count. M/s Hawk Capital, which has furnished the Bank Guarantee is free to take the same back; but it shall deposit the amount of Rs 721,00,00,000/- (Rupees Seven Hundred and Twenty One Crores) before the Registry of the Court on or before 03.07.2018. We direct the Committee to publish the contents of this Order also in leading newspapers making it

clear that the auction will be held in Court on 04.07.2018 at
2:00 PM.

(JAYANT KUMAR ARORA)
COURT MASTER

(RENU DIWAN)
ASSISTANT REGISTRAR

AUCTION NOTICE

M/s RAIGANJ CONSUMER FORUM

Versus

Petitioner (s)

UNION OF INDIA & ORS.

Respondent (s)

Hon'ble Supreme Court of India has vide order dated 09.05.2018 invited fresh bids. Relevant part of the order dated 09.05.2018 is as follows.

ORDER

*Post these matters on 17th May, 2018.

We make it clear that anybody who is interested in participating in the auction in respect of the properties, particulars of which are available on the website of the Committee, shall be present in Court on that day and deposit or furnish bank guarantee for Rs. 722,00,00,000/- (Rupees Seven Hundred and Twenty Two Crores) with the Registry on or before 4 p.m. on 16th May, 2018.

We further make it clear that in case anybody is interested in gathering any more information, they are free to approach the Committee regarding the same. The auction will be conducted on 'as is where is basis' condition. It is also made clear that auction will be on the principle of caveat emptor, meaning thereby that whatever be the deficiencies in the title and whatever be the litigation in respect of the properties, all that the buyers will have to take care of. It is also made clear that this will include the disputes on surplus land as well.

General public is notified that the details of properties owned by Golden Forests (India) Limited and its subsidiary/ associate companies are as follows:

PART - A Properties Available for Sale

Sr. No.	Land/Building	Location	Approx.Area	Collector Rate	Collector's Value of property/ Land
1	Farmland	Village Jaswantgarh, Panchkula Haryana	70 Acre	50 Lacs per acre	35.00 Crore
2	Hotel & Tourist resort	Village Billa Panchkula Haryana	432 Kanal(54 Acre)	47.25 Lacs per acre	25.51 Crore
3	SCO	Jind, Haryana	151.412 Yard	55000 per yard	0.83 Crore
4	Agricultural land	Village Jaswantgarh, Haryana	72.31 Acre	50.00 lacs per acre	36.15 Crore
5	Agricultural land	Village Billa, Haryana	51.37 Acre	47.25 lacs per acre	24.27 Crore
6	Agricultural land	Village Bunga, Haryana	5.78 Acre	17.00 lacs per acre	0.98 Crore
7	Agricultural land	Village Kot, Haryana	5.07 Acre	55.00 lacs per acre	0.28 Crore
8	Agricultural land	Village Parasoli, Gurgaon	73 K - 15.66 M(9.22 Acre)	5533500 Per Acre	5.07 Crore
9	Agricultural land	Village Bhokrakha, Gurgaon	46 K - 15 M(5.84 Acre)	5593000 Per Acre	3.26 Crore
10	Agricultural land	Village Bhorakhurd, Gurgaon	1221 K - 2.5 M(152.64 Acre)	5593000 Per Acre	85.37 Crore
11	Agricultural land	Village Sidhrawali, Gurgaon	57 K - 6 M(7.162 Acre)	7008250 Per Acre	5.02 Crore
12	Agricultural land	Village Panda, Indore	57.830 hectare	12500000 per Hecter	72.29 Crore
13	Agricultural land	Village Nawda, Indore	27.219 hectare	60,00,000 per Hecter	16.33 Crore
14	Agricultural land	Village Raau, Indore	15.703 hectare	30000000 per hecter	47.10 Crore

PART - B Properties/Lands under litigation before Court/Committee

Sr. No.	Land/Building	Location	Approx.Area	Collector Rate	Collector's Value of property/ Land
1	16 Shops, Hotel block, 2 Cinema Hall, Main House	Mall Road, Mussoorie	3801 Sq. Mts	33500/- Sq. Mts	12.75 Crore
2	Luxmi Bhawan & Cottage	Kuri, Mussoorie	2858 Sq. Mtrs	33500/- Sq. Mts	9.57 Crore
3	Flat	Vasant Kunj, Delhi	1250 Sq. Ft (116.123 Sq. Mtr)	774000/- Sq. Mtr	8.98 Crore
4	SCO	Ambala Cantt	2369 Sq. Ft (265.77 yard)	23000/- yard	0.61 Crore
5	Two Plots	Lajpat Nagar, Delhi	703.3 Sq. Mts.	159840/- Sq. Mtr	11.24 Crore
6	Plot No. 265/1	NTPC, Ramagundam, Karimnagar	847 Sq. Yards	7500/- per Sq. Yds	0.63 Crore
7	Agricultural Land	Village Kotra, District Kaithal	88 Kanal (11 Acre)	15.00 Lac Per acre	1.65 Crore
8	Agricultural Land	Village Peer Muchala, Distt. SAS Nagar	4 Acre	15640000/- per acre	6.26 Crore

PART - C Surplus Land declared by the State of Punjab and Uttarakhand

Sr. No.	Land/Building	Location	Approx.Area	Collector Rate	Collector's Value of property/ Land
1	Surplus Land	Uttarakhand per Dr. Namavati Report	1355.56 Sq. Mts	@ Rs. 20 Lacs per acre (assumption)	271.11 Crore
2	Surplus Land (less built up properties mention at Sr. No. 3 to 10 below)	Punjab (As per Dr. Namavati Report)	4169.86 Acre	@ Rs. 20 Lacs per acre (assumption)	833.97 Crore
3	Farmland & Building (builtup)	Village Jharmari, Punjab	36 Killa	60 Lacs	21.60 Crore
4	Central Office Building (Builtup)	Village Jharmari, Punjab	32 Killa	60 Lacs	19.20 Crore
5	Hotel (builtup)	Village Jharmari, Punjab	16 Killa	60 Lacs	9.60 Crore
6	10 Residential & 2 office building	Village Jharmari, Punjab	25 Killa	16 Lacs	4.00 Crore
7	Farmland (part of builtup area)	Village Jharmari, Punjab	58 Killa	60 Lacs	34.80 Crore
8	Farmland (part of builtup area)	Village Jharmari, Punjab	9 Killa	60 Lacs	5.40 Crore
9	Farmland (part of builtup area)	Village Jharmari, Punjab	77 Killa	60 Lacs	46.20 Crore
10	Agricultural Land (part of builtup area)	Village Peer Muchala	37.11 Killa	1.56 Crore	57.90 Crore

PART - D Properties/Lands to be Identified (As per Dr. Namavati Report)

Sr. No.	Land/Building	Location	Approx.Area	Collector Rate	Collector's Value of property/ Land
1	Lands in Various States		1840 Acre (approx.)	@ Rs. 20 Lacs per acre (assumption)	368 Crore

By order of Supreme Court of India

Committee—Golden Forests (India) Limited,

VPO Jharmari, Via Lalru, Ambala-Chandigarh National Highway-22,

Tehsil Dera Bassi, District Mohali, PH.: 0171-2777155, 0172-2695065,

E-mail : committee_gfil@rediffmail.com, www.goldenforestcommittee.com

11.05.2018

Advertisement is being published on 12.5.2018 in Indian Express All India Edt (National), Hindustan Times All India Edt (National) Economic Times All India Edt (National) and Dainik Bhaskar All India Edt (National)

ANNEXURE - A/18

SUPREME COURT OF INDIA

Writ Petition(s) (Civil) No.(s) 188/2004

AUCTION ON 04.07.2018 at 2.00 P.M.**M/s RAIGANJ CONSUMER FORUM
UNION OF INDIA & ORS.**

Versus

**Petitioner (s)
Respondent (s)**

The Hon'ble Supreme Court of India has invited bids for the properties of Golden Forests (India) Limited and its subsidiary/associate companies vide order dated 17.05.2018, which is as follows:

ORDER

"On behalf of the investors, it has been pointed out that they have been waiting for their money for the last 14 years. It is submitted that the Court may take steps at the earliest to sell the properties and distribute the sale proceeds to the investors without further delay.

On behalf of some of the intending purchasers who would like to participate in the auction, it was submitted that they did not get sufficient time to verify the particulars of the properties from the case records as well as from the Committee. Post on 04.07.2018 at 2:00 PM. All those who intend to participate in the auction may deposit an amount of Rs. 721,00,00,000/- (Rupees Seven Hundred and Twenty One Crores) before the Registry of this Court on or before 03.07.2018. We make it clear that there shall be no further extension of time on any count. M/s Hawk Capital, which has furnished the Bank Guarantee is free to take the same back; but it shall deposit the amount of Rs. 721,00,00,000/- (Rupees Seven Hundred and Twenty One Crores) before the Registry of the Court on or before 03.07.2018. We direct the Committee to publish the contents of this Order also in leading newspapers making it clear that the auction will be held in Court on 04.07.2018 at 2:00 PM.

Note-1.

Intending bidders are advised to visit the Committee's website www.goldenforestcommittee.com for:

- (a) Details of properties published in various newspapers on 11.05.2018
- (b) Latest updates of properties.
- (c) Earlier orders of the Supreme Court of India dated 11.04.2018 and 09.05.2018.

Note-2.

Intending bidders may contact the Committee's office for detailed information of the properties of Golden Forests (India) Limited and its subsidiary/associate companies on any working day between 11 A.M. to 4 P.M.

By order of Supreme Court of India

Committee-Golden Forests (India) Limited,

VPO Jharmari, Via Lahu, Ambala-Chandigarh National Highway-22,

Tehsil Dera Bassi, District Mohali, PH.: 0171-2777155, 0172-2695065,

E-mail : committee_gfil@rediffmail.com, www.goldenforestcommittee.com

29.05.2018

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

WRIT PETITION(S)(CIVIL) NO(S).188 OF 2004

M/S. RAIGANJ CONSUMER FORUM

PETITIONER(S)

VERSUS

UNION OF INDIA & ORS.

RESPONDENT(S)

WITH

T.C.(C) No. 19/2005, T.C.(C) No. 24/2005, T.C.(C) No. 2/2004, T.C.(C) No. 1/2004, T.C.(C) No. 3/2004, T.C.(C) No. 10/2004, T.C.(C) No. 59/2003, T.C.(C) No. 60/2003, T.C.(C) No. 68/2003, T.C.(C) No. 69/2003, T.C.(C) No. 70/2003, T.C.(C) No. 71/2003, T.C.(C) No. 72/2003, T.C.(C) No. 73/2003, T.C.(C) No. 74/2003, T.C.(C) No. 76/2003, T.C.(C) No. 77/2003, T.C.(C) No. 78/2003, T.C.(C) No. 79/2003, T.C.(C) No. 80/2003, T.C.(C) No. 81/2003, T.C.(C) No. 58/2005, T.C.(C) No. 83/2003, T.C.(C) No. 84/2003, T.C.(C) No. 85/2003, T.C.(C) No. 86/2003, T.C.(C) No. 88/2003, T.C.(C) No. 89/2003, T.C.(C) No. 90/2003, T.C.(C) No. 91/2003, T.C.(C) No. 92/2003, T.C.(C) No. 93/2003, T.C.(C) No. 94/2003, T.C.(C) No. 49/2005, T.C.(C) No. 97/2003, T.C.(C) No. 50/2005, T.C.(C) No. 98/2003, T.C.(C) No. 51/2005, T.C.(C) No. 53/2005, T.C.(C) No. 101/2003, T.C.(C) No. 54/2005, T.C.(C) No. 102/2003, T.C.(C) No. 55/2005, T.C.(C) No. 103/2003, T.C.(C) No. 56/2005, T.C.(C) No. 104/2003, T.C.(C) No. 57/2005, T.C.(C) No. 105/2003, T.C.(C) No. 107/2003, T.C.(C) No. 109/2003, T.C.(C) No. 110/2003, T.C.(C) No. 111/2003, T.C.(C) No. 112/2003, T.C.(C) No. 115/2003, T.C.(C) No. 116/2003, T.C.(C) No. 117/2003, T.C.(C) No. 118/2003, T.C.(C) No. 119/2003, T.C.(C) No. 120/2003, T.C.(C) No. 121/2003, T.C.(C) No. 122/2003, T.C.(C) No. 123/2003, T.C.(C) No. 125/2003, T.C.(C) No. 126/2003, T.C.(C) No. 128/2003, T.C.(C) No. 129/2003, T.C.(C) No. 130/2003, T.C.(C) No. 131/2003, T.C.(C) No. 132/2003, T.C.(C) No. 133/2003, T.C.(C) No. 134/2003, T.C.(C) No. 135/2003, T.C.(C) No. 136/2003, T.C.(C) No. 137/2003, T.C.(C) No. 138/2003, T.C.(C) No. 139/2003, T.C.(C) No. 140/2003, T.C.(C) No.

141/2003, T.C.(C) No. 142/2003, T.C.(C) No. 143/2003,
T.C.(C) No. 144/2003, T.C.(C) No. 147/2003, T.C.(C) No.
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(C) No. 163/2003, T.C.(C) No. 164/2003, T.C.(C) No.
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(C) No. 178/2003, T.C.(C) No. 179/2003, T.C.(C) No.
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190/2003, T.C.(C) No. 191/2003, T.C.(C) No. 192/2003, T.C.
(C) No. 193/2003, T.C.(C) No. 194/2003, T.C.(C) No.
195/2003, T.C.(C) No. 197/2003, T.C.(C) No. 198/2003,
T.C.(C) No. 199/2003, T.C.(C) No. 200/2003, T.C.(C) No.
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(C) No. 212/2003, T.C.(C) No. 213/2003, T.C.(C) No.
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242/2003, T.C.(C) No. 243/2003, T.C.(C) No. 244/2003,
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248/2003, T.C.(C) No. 249/2003, T.C.(C) No. 251/2003,
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(C) No. 258/2003, T.C.(C) No. 259/2003, T.C.(C) No.
260/2003, T.C.(C) No. 261/2003, T.C.(C) No. 262/2003,
T.C.(C) No. 95/2003, T.C.(C) No. 124/2003, T.C.(C) No.

146/2003, T.C.(C) No. 201/2003, T.C.(C) No. 215/2003, T.C.(C) No. 226/2003, T.C.(C) No. 227/2003, T.C.(C) No. 82/2003, T.C.(C) No. 154/2003, and MA 151/2018 in T.P. (C) Nos. 1-2/2004

O R D E R

Heard learned counsel for the parties at great length.

This court has passed an order on 9.5.2018 inviting further fresh bids. Pursuant thereto, advertisement was published in the newspapers namely the 'Indian Express', 'Hindustan Times' and 'Dainik Jagran'. Properties available for Sale - has been specified in Part-A; in Part -B 'Properties/lands under litigation before Court/Committee' has been detailed, in Part-C 'Surplus Land declared by the State of Punjab and Uttrakhand' was mentioned and in Part-D - Properties/Lands yet to be identified (as per Dr. Nanavati's Report) was mentioned. All the properties were for sale.

It was submitted by the learned counsel appearing for the investors and the learned counsel appearing for the Committee appointed by this Court and others that valuation of the properties mentioned in the auction notice has not been done. It was pointed out that some

valuation was carried out in the year 1998 by one of the Chartered Accountants. The valuation made in the year 1998 or by Hawk Group cannot be relied upon for making auction of the property as the value of the property has gone very high since then.

After hearing learned counsel for parties at length, we are of the considered opinion that it is absolutely necessary to obtain the current valuation of the property which may be sold and only thereafter to proceed further with the sale of property.

It was pointed out by Sh. P.S. Narsimha, learned Additional Solicitor General appearing for the State of Punjab and Sh. K. Radhakrishnan, learned senior counsel appearing for the Income Tax Department, that the Income Tax Department has the proper valuers as well as the Indian Institute of Cost Accountant, as such for the purpose of valuation.

In the circumstances, we constitute a team of three members, namely, Sh. S.S. Rathore, Principal Chief Commissioner of Income Tax, Delhi, Sh. Sanjay Kumar Mishra, Principal Chief Commissioner of Income Tax-4, Delhi and Sh. Anup Kumar Dubey, Commissioner of Income Tax (OSD), Delhi, to submit a correct valuation of the

property.

For identifying the particular property, the Collector shall nominate the Revenue Officer of the rank of Sub-Divisional Officer or Tehsildar, of the concerned district and the valuation report shall be submitted to this Court. Let this exercise be completed and the plot numbers etc. shall also be furnished to this Court. Existing Committee may also submit the details of the property to this Court on affidavit as well as give a copy of the same to the team of Valuers appointed today so as to make the proper valuation of the property and also for its proper identification.

Concerned District Magistrate shall also assist the team of the Valuers to make the identification of the property for the purpose of its valuation and also as per Dr. Nanavati's reports if possible. The Committee appointed by this Court may also furnish the relevant data to this Court as well as to the team of the Valuers, so appointed.

It was also pointed out by the learned counsel appearing for the State of Punjab and Deputy Advocate General for the State of Uttrakhand that the surplus land declared by the State of Punjab and State of Uttrakhand

has also been included in the auction notice; the property declared surplus could not have been included in the auction notice for the purpose of sale as property of State Government which has already vested cannot be sold for the purpose of satisfaction of the debt if any incurred by the Golden Forest Group (GFG) and by others. We are of the prima facie opinion that the land that has been declared surplus and has vested in the State cannot be sold and consequently put to auction. There is some litigation about surplus land pending before the Court(s) including the one preferred by the Committee so as to seek declaration that property is not surplus property. Be that as it may, as the property has been declared surplus, prima facie without adjudicating conclusively upon said issue, it cannot be sold outrightly at this stage. We will take a final call upon this aspect at a later stage.

At present, we are not directing the valuation of the land that has been declared surplus by the State of Punjab and State of Uttrakhand. At the first instance, we want to obtain valuation report with respect to the properties mentioned in Part-A available for Sale and with respect to the property mentioned in Part B

'Properties/lands under litigation before Court/Committee' and also the property which can be identified out of Part-D. Let identification of Part-D property, if possible, as well as its valuation and also the fact that whether any part of it has been declared surplus be also reported to this Court.

In view of the aforesaid, we feel that it would not be appropriate to proceed any further with the auction notice that was so published. No bid has been offered pursuant to the advertisement. Hawk Capital (P) Ltd. has also not deposited the amount and has also withdrawn the bank guarantee. Be that as it may, what is the effect of the same and its consequence will be considered later. We have refrained to pass any order at this stage as the money is not in deposit and valuation has been ordered. The property can be auctioned only after fixing minimum price.

It was pointed out by Sh. Narender Hooda, learned counsel appearing on behalf of the investors that large amount of money is lying in deposit with the Committee which required to be distributed.

Learned counsel appearing on behalf of the Committee pointed out and submitted the following summary

of data of claims made by investors of Golden Forest India Ltd. (GFIL) as on 01.02.2017 and Golden Projects Ltd.(GPL) as on 01.02.2017, which are as under:-

**SUMMARY OF DATA OF GOLDEN FORESTS (INDIA) LTD.
AS ON 01-02-2017**

Bifurcation of Claims according to Deposit Amount

Sr.No.	Deposit Amount in Rs.	No. of Claims	Principal Amount (Rs. In Crores)	Amount Payable on Maturity (Rs. In Crores)
1	1 - 1000	650888	52.59	6128.01
2	1001 - 2000	138852	25.69	1133.69
3	2001 - 3000	65073	17.95	229.80
4	3001 - 4000	35426	13.45	72.13
5	4001 - 5000	138937	68.98	770.31
6	5001 - 7000	35676	22.03	64.14
7	7001 - 10,000	115502	111.14	476.91
8	10,001 - 20,000	77523	125.35	287.04
9	20,001 - 30,000	37075	96.67	210.80
10	30,001 - 40,000	10395	38.64	71.39
11	40,001 - 50,000	17321	85.45	189.56
12	Above 50,000	11723	110.99	194.02
	Total	1,334,391	768.93	9827.81

**SUMMARY OF DATA OF GOLDEN FORESTS (INDIA) LTD.
AS ON 01-02-2017**

BIFURCATION OF CLAIMS ACCORDING TO DEPOSIT AMOUNT

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5	4001 - 5000	138937	68.98	770.31
6	5001 - 7000	35676	22.03	64.14
7	7001 - 10,000	115502	111.14	476.91

8	10,001 - 20,000	77523	125.35	287.04
9	20,001 - 30,000	37075	96.67	210.80
10	30,001 - 40,000	10395	38.64	71.39
11	40,001 - 50,000	17321	85.45	189.56
12	Above 50,000	11723	110.99	194.02
	Total	1,334,391	768.93	9827.81

It was also stated by learned counsel appearing on behalf of the Committee that an amount of Rupees hundred crores has been attached by the Income Tax Department and apart from that approximately Rupees seven hundred crores is available for distribution to the investors.

As per number of claims received by the Committee, approximately nine hundred crores is the principal amount; first, we take care of the principal amount to be distributed amongst the investors. Amount of payment of interest/maturity value as assured shall be considered later after property is sold. In the circumstances, we direct that 70% of the principal amount be distributed out of the amount of Rupees seven hundred crores to each of the investors; whose claims have been received by the Committee. The number of claims have been mentioned in the aforesaid chart.

Since RBI has requested the Committee to engage

M/s. Karvey Investors Services Limited and as suggested by learned counsel appearing for the Committee as well as others also, we appoint M/s. Karvey Investors Services Limited; whose services may be adopted by the Committee for disbursement of the 70% of the principal amount which was invested by each of the investors. Let the process of distribution be completed within a period of three months from today.

Let the report of the Valuer be submitted. The rate prescribed by the Collector for the property be also furnished along with report within a period of two months from today.

There are certain other applications stated to be pending; they are also required to be looked into and decided. Let cases be listed for consideration of the pending applications on 16th August, 2018.

.....J.
[ARUN MISHRA]

.....J.
[S.ABDUL NAZEER]

NEW DELHI;
30TH JULY 2018.

ITEM NO.1

COURT NO.8

SECTION X

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Writ Petition(s)(Civil) No(s). 188/2004

M/S. RAIGANJ CONSUMER FORUM

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

WITH

T.C.(C) No. 19/2005 (XVI-A)

T.C.(C) No. 24/2005 (XVI-A)

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T.C.(C) No. 227/2003 (XVI-A)

T.C.(C) No. 82/2003 (XVI-A)

T.C.(C) No. 154/2003 (XVI-A)

MA 151/2018 in T.P.(C) No. 1-2/2004 (XVI-A)
(IA No.8286/2018-CLARIFICATION/DIRECTION)

Date : 30-07-2018 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE S. ABDUL NAZEER

For Petitioner(s) Mr. Rakesh Khanna, Sr. Adv.
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Mr. Mike Desai, Adv.
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Mr. Ajay Choudhary, Adv.
Mr. Ranjan Mukherjee, AOR
Ms. Drishti Rathore, Adv.

Mr. Tushar Mehta, ASG
Mr. Bhargava V. Desai, AOR
Mr. Akshat Malpani, Adv.

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Mr. R. C. Kaushik, AOR

Mr. Ranjit Kumar, Sr. Adv.
Mr. P.S. Patwalia, Sr. Adv.
Mr. Neeraj K. Kaul, Adv.
Mr. Aman Vachher, Adv.
Mr. Ashutosh Dubey, Adv.
Mr. Dhiraj, Adv.
Mr. Abhishek Chauhan, Adv.
Mr. Avishkar Singhvi, Adv.
Mrs. Anshu Vachher, Adv.
Mr. Arun Nagar, Adv.
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Mr. Chandra Prakash, Adv.

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Mr. Utkarsh Srivastava, Adv.
Mr. Sunny Kadiyan, Adv.
Dr. Monika Gussain, Adv.

Mr. Mishra Sourabh, Adv.
Ms. Vanshaja Shukla, Adv.

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Mr. Simranjeet Singh, Adv.
Mr. Vikas Saharan, Adv.
Dr. Surender Singh Hooda, Adv.

Mr. Shyam Diwan, Sr. Adv.
Ms. Anubha Agrawal, Adv.

For Respondent(s)

Mr. Siddhartha Chowdhury, AOR

Mr. Sandeep Sethi, ASG
Mr. K. Radhakrishnan, Sr. Adv.
Ms. Gargi Khanna, Adv.

Mr. Bhuvan Misra, Adv.
Mrs. Anil Katiyar, AOR

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Mr. Arun K. Sinha, AOR

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Mr. Harpal Singh Saini, Adv.
Mr. Vikrant Yadav, Adv.
Mr. Sayan Ray, Adv.
Mr. M. C. Dhingra, AOR

Mr. Mohan Jain, Sr. Adv.
Mr. Vikram Jain, Adv.
Mr. S. Mishra, Adv.
Ms. Archana M., Adv.
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Mr. Meghsham S. Bhangle, Adv.
Mr. Murari B. Sharma, Adv.

Mr. Sarvagaya Walia, Adv.
Mr. Sanket Sharma, Adv.

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Mr. Rajesh Sharma, Adv.

Mr. Rajiv Goel, Adv.

Mr. Rajeev Kumar Gupta, Adv.

Ms. Nidhi Singh Dubey, Adv.

Mr. Shafiq Khan, Adv.

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M/S. Ap & J Chambers, AOR

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Ms. Sunita Sharma, AOR

Mr. Chander Shekhar Ashri, AOR

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Mr. Jatinder Kumar Bhatia, AOR

Mr. Ashutosh Kumar Sharma, Adv.

Mr. Rana Ranjit Singh, AOR

Mr. Arun Kumar Beriwal, AOR

Mr. Sudhir Kumar Gupta, AOR

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

The process of distribution be completed within a period of three months from today.

The rate prescribed by the Collector for the property be also furnished along with report within a period of two months from today.

There are certain other applications stated to be pending; they are also required to be looked into and decided. Let cases be listed for consideration of the pending applications on 16th August, 2018.

(NEELAM GULATI)
COURT MASTER (SH)

(JAGDISH CHANDER)
BRANCH OFFICER

(SIGNED ORDER IS PLACED ON THE FILE)

ITEM NO.1

COURT NO.8

SECTION X

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

Writ Petition(s)(Civil) No(s). 188/2004

M/S. RAIGANJ CONSUMER FORUM

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

([for consideration of the pending applications]

WITH

T.C.(C) No. 19/2005 (XVI-A)

T.C.(C) No. 24/2005 (XVI-A)

T.C.(C) No. 23/2005 (XVI-A)

T.C.(C) No. 2/2004 (XVI-A)

T.C.(C) No. 1/2004 (XVI-A)

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T.C.(C) No. 10/2004 (XVI-A)

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MA 151/2018 in T.P.(C) No. 2/2004 (XVI-A)

FOR CLARIFICATION/DIRECTION ON IA 8286/2018
FOR CLARIFICATION/DIRECTION ON IA 64633/2018
FOR CLARIFICATION/DIRECTION ON IA 64649/2018)

Date : 05-09-2018 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE VINEET SARAN

For Petitioner(s) Mr. Rakesh Khanna, Sr. Adv.
Mr. Shantanu Bhawmik, Adv.
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Mr. Mike Desai, Adv.
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For applicant

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 Ms. Anubha Agrawal, Adv.

Mr. Keshav Mohan, Adv.
 Mr. Smarhar Singh, Adv.
 Mr. Piyush Choudhary, Adv.

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Mr. Bhargava V. Desai, AOR

Mr. Shree Pal Singh, AOR

Ms. Sunita Sharma, AOR

Ms. Nidhi Kakkar, Adv.
Mr. Chander Shekhar Ashri, AOR

Mrs. S. Usha Reddy, AOR

Mr. Jitender Kumar Sethi, DAG
Mr. Jatinder Kumar Bhatia, AOR
Mr. Ashutosh Kumar Sharma, Adv.

Mr. Rana Ranjit Singh, AOR

Mr. Arun Kumar Beriwal, AOR

Mr. Sudhir Kumar Gupta, AOR

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

The Order passed on 30th July, 2018 is modified to the following extent:

"At Page 8 of the order second table should be substituted with the following table:

Summary of data of GOLDEN PROJECTS LTD. as on 01-02-2017

Bifurcation of Claims according to Deposit Amount

Sr.No.	Deposit Amount in Rs.	No. of Claims	Principal Amount (Rs. In Crores)	Amount Payable on Maturity (Rs. In Crores)
1	1 - 1000	5333	0.29	0.57
2	1001 - 2000	912	0.15	0.19
3	2001 - 3000	654	0.18	0.18
4	3001 - 4000	483	0.18	0.18
5	4001 - 5000	73538	36.76	501.67
6	5001 - 7000	2945	1.85	7.60
7	7001 - 10,000	30102	29.76	196.10
8	10,001 - 20,000	15493	25.66	101.49
9	20,001 - 30,000	6405	16.40	69.41
10	30,001 - 40,000	1157	4.27	16.36
11	40,001 - 50,000	1745	8.61	43.98
12	Above 50,000	670	6.47	28.54
	Total	139,437	130.58	966.27

AND today It is pointed out that Karvey Investors Services Limited does not deal with the subject matter in question, it is M/s. Karvy Computershare Private Limited who deals with the matter. Thus, in the order dated 30th July, 2018 "M/s. Karvey Investors Services Limited" be read as reference to "Karvy Computershare Private Limited".

The order dated 30th July, 2018 is modified to the above said extent.

I.A. Nos. 64649, 84208, 84216, 84226, 84227, 84232 and 84873 of 2018

At this stage learned counsel have prayed for withdrawal of these applications. Consequently, the above Interlocutory Applications are dismissed as withdrawn.

I.A. Nos. 64630 & 64633 of 2018

We do not consider it appropriate to allow the prayer made in this applications at this stage. However, we will take the same into consideration at the time when we consider the matter with respect to the surplus land and also question of equitable distribution in between the investors.

Reply to these applications, if any, be filed by any of the interested parties.

I.As. 36379 & 87335 OF 2018

Let reply on this application be filed by State of Punjab and others, if they so desire.

I.A.No. 84224/2018

In view of the fact that C.A. Nos. 3134-3137 of 2016 has been filed counsel has prayed for withdrawal of this Application. Consequently, Application stands dismissed as withdrawn.

C.A. Nos. 3134-3137 of 2016 is to be tagged with the instant matters.

I.A. NO.-----OF 2018, 75125/2018, 75177/2018, 87820 & 87824 of 2018 and 100482/2018 and M.A. No. 151/2018

M.A. No. 151 of 2018 filed by Hawk Capital (I) Limited, I.A. NO. 75177 of 2018 filed by Lakshdeep Investment and Finance Pvt. Ltd., I.A. NOS. 87820, 87824 & 100482 OF 2018 filed by Family Investments Pvt. Ltd. are dismissed in view of the order passed by this Court on 30.07.2018, the previous orders regarding auction and bids etc. do not survive. As and when fresh auction is ordered after valuation is ordered by this Court is made and after deciding the question which property can be sold, it would be open for all to participate as and when modalities of fresh auction sale are worked out. However, it is made clear that previous orders of auction do not survive and no right whatsoever can be claimed by any party on that basis.

Let the Income tax Department not to make any further attachment of account, without prior permission of this Court.

List in the last week of October, 2018.

(NEELAM GULATI)
COURT MASTER (SH)

(JAGDISH CHANDER)
BRANCH OFFICER

ITEM NO.3

COURT NO.7

SECTION X

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

Writ Petition(s)(Civil) No(s). 188/2004

M/S. RAIGANJ CONSUMER FORUM

Petitioner(s)

VERSUS

UNION OF INDIA . & ORS.

Respondent(s)

WITH

T.C.(C) No. 19/2005 (XVI-A)

T.C.(C) No. 24/2005 (XVI-A)

T.C.(C) No. 23/2005 (XVI-A)

T.C.(C) No. 2/2004 (XVI-A)

T.C.(C) No. 1/2004 (XVI-A)

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T.C.(C) No. 82/2003 (XVI-A)

T.C.(C) No. 154/2003 (XVI-A)

MA 151/2018 in T.P.(C) No. 2/2004 (XVI-A)

FOR CLARIFICATION/DIRECTION ON IA 8286/2018
FOR CLARIFICATION/DIRECTION ON IA 64633/2018
FOR CLARIFICATION/DIRECTION ON IA 64649/2018)

Date : 27.11.2018 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE VINEET SARAN

For Petitioner(s) Mr. Rakesh Khanna, Sr. Adv.
Mr. Shantanu Bhawmik, Adv.
Mr. A.K. Chowdhary, Adv.
Mr. Mike Desai, Adv.
Mr. Vinay Rajput, Adv.
Mr. Ajay Choudhary, Adv.
Mr. Ranjan Mukherjee, AOR
Ms. Drishti Rathore, Adv.
Mr. Kara mveer Singh, Adv.

Mr. Tushar Mehta, ASG
Mr. Bhargava V. Desai, AOR
Mr. Akshat Malpani, Adv.

Mr. Somnath Mukherjee, AOR

Mr. S.K. Rajora, Adv.
Ms. Radhika Chaturvedi, Adv.
Dr. Kailash Chand, AOR

Mr. Naresh Bakshi, AOR

Ms. Minakshi Vij, AOR

Mr. R. C. Kaushik, AOR

Mr. P.S. Patwalia, Sr. Adv.
 Mr. Neeraj K. Kaul, Sr. Adv.
 Mr. Aman Vachher, Adv.
 Mr. Ashutosh Dubey, Adv.
 Mr. Dhiraj, Adv.
 Mr. Abhishek Chauhan, Adv.
 Mrs. Anshu Vachher, Adv.
 Mr. Arun Nagar, Adv.
 Mr. Avishkar Singhvi, Adv.
 Mr. P. N. Puri, AOR

Mr. R.S. Hegde, Adv.
 Mrs. Farhat Jahan Rehmani, Adv.
 Mr. Chandra Prakash, Adv.

Mr. Alok Sangwan AAG
 Mr. Utkarsh Srivastava, Adv.
 Mr. Sunny Kadiyan, Adv.
 Dr. Monika Gussain, Adv.

Mr. Mishra Sourabh, Adv.
 Ms. Vanshaja Shukla, Adv.

Mr. M.L. Lahoty, Adv.
 Mr. Paban K. Sharan, Adv.
 Mr. Anchit Sripat, Adv.

For applicant

Mr. Narender Hooda, Sr. Adv.
 Mr. Simranjeet Singh, Adv.
 Dr. Surender Singh Hooda, Adv.

Mr. Benant Noor Singh Marok, Adv.
 Ms. Anubha Agrawal, Adv.

Mr. Keshav Mohan, Adv.
 Mr. Smarhar Singh, Adv.
 Mr. Piyush Choudhary, Adv.

Mr. Subhasish Bhowmick, Adv.
 Ms. G. Goyal, Adv.
 Ms. Divya, Adv.

For Respondent(s)

Mr. Siddhartha Chowdhury, AOR

Mr. Vikramjit Banerjee, ASG
 Mr. K. Radhakrishnan, Sr. Adv.
 Mr. D.L. Chidananda, Adv.
 Mrs. Anil Katiyar, AOR
 Ms. Gargi Khanna, Adv.
 Mr. Bhuvan Misra, Adv.
 Mr. V. Kumar Yadav, Adv.

Mr. Naresh Bakshi, AOR

Mr. A. P. Mohanty, AOR

Mr. Arun K. Sinha, AOR

Mr. B. K. Pal, AOR

Mr. Srimanta Ray, Adv.

Mr. P.V. Singh, Adv.

Ms. Chitra Markandaya, AOR

Mr. D. N. Goburdhan, AOR

Ms. Varsha Singh Choudhry, Adv.

Mr. Hitesh Kumar Sharma, Adv.

Mr. Kusum Chaudhary, AOR

Mr. Sanjeev Sen, Sr. Adv.

Mr. M. C. Dhingra, AOR

Mr. Gaurav Dhingra, Adv.

Mr. Harpal Singh Saini, Adv.

Mr. Soummo Patil, Adv.

Mr. S. Ray, Adv.

Mr. Piyush Kant Ray, Adv.

Ms. Tanuj Bagga, Adv.

Dr. M.K. Ravi, Adv.

Mr. Surya Kant, AOR

Mr. Tara Chandra Sharma, AOR

Mr. Ugra Shankar Prasad, AOR

Mr. Somnath Mukherjee, AOR

Mr. Ranjan Mukherjee, AOR

Mr. S. Bhowmick, Adv.

Mr. Yash Pal Dhingra, AOR

Ms. Baby Devi Bonia, Adv.

Mr. Narender S. Sangwan, Adv.

Ms. Minakshi Vij, AOR

Mr. Ashok Kumar Singh, AOR

Mr. Shantanu Singh, Adv.

Mr. Sanket Sharma, Adv.

Mr. K. S. Rana, AOR

Ms. Suruchii Aggarwal, AOR

Mr. Prashant Chauhan, Adv.
Ms. Ankita Prakash, Adv.

Mr. Vishwajit Singh, AOR

Mr. Abhijit Sengupta, AOR

M/S. K J John And Co, AOR

Mr. G. Ramakrishna Prasad, AOR

Dr. Kailash Chand, AOR

Mr. Ashwani Kumar, AOR

Mr. Rameshwar Prasad Goyal, AOR

Mr. Ajay Sharma, AOR

Mr. Alok Gupta, AOR

Mr. S. Ravi Shankar, AOR

Mr. Arvind Verma, Sr. Adv.

Mr. Anil K. Sharma, Adv.

Mr. Rajesh Sharma, Adv.

Mr. Rajiv Goel, Adv.

Mr. Rajeev Kumar Gupta, Adv.

Ms. Nidhi Singh Dubey, Adv.

Mr. Shafiq Khan, Adv.

Ms. Shalu Sharma, AOR

M/S. K. Ramkumar & Associates, AOR

M/S. Ap & J Chambers, AOR

Mr. R. Gopalakrishnan, AOR

Mr. Shailendra Bhardwaj, AOR

Mr. Atul nanda, A.G.

Ms. Ranjeeta Rohatgi, AOR

Mr. Tushar Mehta, S.G.

Mr. Bhargava V. Desai, AOR

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Mr. Jatinder Kumar Bhatia, AOR
Mr. Ashutosh Kumar Sharma, Adv.

Mr. Rana Ranjit Singh, AOR

Mr. Arun Kumar Beriwal, AOR

Mr. Sudhir Kumar Gupta, AOR

UPON hearing the counsel the Court made the following

ORDER

1. Heard learned counsel for the parties.
2. The valuation team has filed the affidavit in the form of First Interim Progress Report of valuation of the properties pursuant to the order dated 30th July, 2018 passed by this Court. It appears from the perusal of the Report that substantial progress has not been done so far with respect to the properties that stand already identified. We request the Valuation Team to make the valuation of the property which has already been identified in Part A as early as possible. It was stated by learned counsel appearing on behalf of the Committee appointed by this Court that there are 23 identified properties which can be valued.
3. The learned counsel appearing on behalf of the State of Uttarakhand has pointed out that the basis taken for valuation of certain property was not correct, consequently value determined by

the Valuation Team is not correct and is on lower side. Shri Radhakrishnan, learned senior counsel appearing for the Valuation Team agreed that the suggestions and material may be filed before the Valuation Team and they will be considered and looked into by the Valuation Team for making the proper valuation and correcting the one already made. It is also submitted that as and when Valuation Team is valuing any property, they may associate Collector of the concerned District also, as offered by the learned counsel appearing for the State of Uttarakhand and to this there is no objection raised by Shri Radhakrishnan. Let Collector be associated to help Valuation Team for arriving at a proper valuation.

4. It was also submitted by Shri Radhakrishnan, senior counsel on behalf of the Valuation Team that certain information is required with respect to the unidentified property due to which the hindrance is being caused in the valuation. The learned counsel appearing on behalf of Committee has assured us full cooperation and whatever information may be required by Valuation Team it may be directly solicited from the Committee appointed by this Court. Learned counsel appearing on behalf of the Committee assured this Court that Committee shall supply the requisite information to the valuation team within fifteen days from today. In future also they are free to

exchange the information inter se and no court order is required in this regard. Let valuation be made of identified properties and report be submitted within a period of three months.

5. Let copy of IA No.141055 of 2018 be furnished to the State of Uttarakhand. Reply to the IA, if any, be filed within three weeks.

IA Nos. 154673 of 2018 & 148036/2018 :

6. Prayer has been made by the Committee to keep open portals for inviting the application from the investors, they are free to do so. However non-filing of fresh application or particulars shall not come in the way of the Committee to distribute the amount to investors. In the cases of investors where bank particulars had already been furnished, payment be made on available data. In case information has not been furnished nor application filed by the investors, we direct that let amount be paid by account payee cheque to investors on the available address. Let the amount be remitted to the investors if bank transfer is not possible. Even if any person applies after the cut-off date, the Committee and agency appointed shall honour their claim and make the requisite payment. Let the order of distribution be complied with. We request the Chairman of the Committee to ensure that the order of distribution of money is complied with in pith and substance and there is no violation in any manner whatsoever by any agency/person.

List in the last week of February 2019.

(NEELAM GULATI)
COURT MASTER (SH)

(JAGDISH CHANDER)
BRANCH OFFICER

ITEM NO.3

COURT NO.4

SECTION X

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

Writ Petition(s)(Civil) No(s). 188/2004

M/S. RAIGANJ CONSUMER FORUM

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(IA 148036/2018, 154673/2018, 156169/2018)

WITH

T.C.(C) No. 171/2003 (XVI-A)

T.C.(C) No. 59/2003 (XVI-A)

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C.A. No. 3134-3137/2016 (IV)

SLP(C) No. 227/2019 (IV-B)
(FOR ADMISSION)

Date : 07-05-2019 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA

HON'BLE MR. JUSTICE NAVIN SINHA

Counsel for parties

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Mr. Akshat Malpani, Adv.

Mr. Vikramjit Banerjee, ASG
Mr. S. Radhakrishnan, Sr. Adv.
Mr. D.L. Chidananda, Adv.
Mr. Rupesh Kumar, Adv.
Mrs. Anil Katiyar, AOR

Mr. Sanjiv Sen, Sr. Adv.
Mr. M.C. Dhingra, AOR
Mr. Harpal Singh Saini, Adv.
Mr. Sayan Ray, Adv.
Mr. Soumo Palit, Adv.
Mr. Gaurav Dhingra, Adv.
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Mr. Surya Kant, AOR

Mr. Tara Chandra Sharma, AOR

Mr. Ugra Shankar Prasad, AOR

Mr. Ranjan Mukherjee, AOR

Mr. Yash Pal Dhingra, AOR

Ms. Minakshi Vij, AOR

Mr. K.S. Rana, AOR

Mr. Vishwajit Singh, AOR

Mr. Abhijit Sengupta, AOR

For M/s. K.J. John and Co.

Mr. G. Ramakrishna Prasad, AOR

Mr. Ashwani Kumar, AOR

Mr. Rameshwar Prasad Goyal, AOR

Mr. Alok Gupta, AOR

Mr. S. Ravi Shankar, AOR

For M/s. AP & J Chambers, AOR

Mr. R. Gopalakrishnan, AOR

Mr. Shailendra Bhardwaj, AOR

Ms. Ranjeeta Rohatgi, AOR

Mr. Shree Pal Singh, AOR

Ms. Sunita Sharma, AOR

Mr. Chander Shekhar Ashri, AOR

Mrs. S. Usha Reddy, AOR

Mr. Jatinder Kumar Sethi, Adv.

Mr. Ashutosh Kumar Sharma, Adv.

Mr. Jatinder Kumar Bhatia, AOR

Mr. Rana Ranjit Singh, AOR

Mr. Arun Kumar Beriwal, AOR

Mr. Sudhir Kumar Gupta, AOR

Mr. Tanuj Bagga, AOR
Dr. M.K. Ravi, Adv.

Mr. Subhasish Bhowmick, AOR
Ms. G. Goyal, Adv.

UPON hearing the counsel the Court made the following

O R D E R

I.A. No.33106/2019

Reply to this I.A. be filed by the Committee within six weeks.

IA. No.45905/2019

Considered the I.A.

Let reply be filed within six weeks.

In the meantime, efforts be made to distribute the amount as much as it can be and compliance report be filed on the next date along with reply.

I.A. No.36952/2019

There is no necessity of information all over twice. It is not considered appropriate to incur the expenditure twice over.

It was contended by Mr. Vikramjit Banerjee, learned Additional solicitor General of India, that Unique Identification Authority of India (UIDAI) is not in a position to furnish any data with respect to the incumbents.

The statement is placed on record.

Learned counsel appearing on behalf of the Committee has placed before us, in a tabular form, status of claims as on 30.04.2019 as provided by M/s. Karvy Fintech Private Limited. With respect to S. No. 'A' payment has been made in 1458 claims of 70% of the total principal amount which comes to Rs.1,71,45,536/-, as ordered by this Court. S. No.'B' contains the claims found in database but bank details not yet uploaded by investor. Since the bank details have not been uploaded by 970 claimants, it is agreed

by the learned counsel appearing on behalf of the Committee that amount to these 970 claimants shall be sent by way of account payee cheque at the addresses which are available. Let bank details at S. No. 'C' of 155 claimants be verified within a month and amount be remitted to their bank accounts within next fifteen days.

We direct the learned counsel appearing on behalf of the Committee to furnish details, in a tabular form, with respect to claims found in database and payment on hold due to mismatch of names/amount/bank details, as shown in S. No. 'D'. Let the mismatch claimant-wise be placed, in a tabular form, on the next date of hearing and a copy of the same be furnished to Mr. Ranjan Mukherjee, learned counsel. List of the claimants at S. No. 'E' whose claims have not found in database are 697. Names of such claimants shall be furnished to this Court and a copy of the same shall be furnished to Mr. Ranjan Mukherjee, learned counsel. Let all these documents be placed on record supported by an affidavit.

The Income Tax Department is directed to complete the valuation job on or before 30.06.2019 and submit a compliance report in the first week of July, 2019 along with the details of the valuation of the properties that has been done supported by an affidavit.

It is open to the learned counsel for the parties to file the requisite documents/reply etc.

With respect to the properties mentioned in Part 'A' of the properties mentioned in the third interim report dated 22.02.2019, 23 properties have been valued by Income Tax Authorities and they are as per Annexure-A enclosed herewith.

It is agreed to by the learned counsel that the said properties in Chart Annexure-A can be put to auction by the Income Tax Department. Let the Income Tax Department initiate the proceedings for sale of the aforesaid properties mentioned in Annexure-A of the third report on 'as is where as basis' and the amount be remitted to this Court.

With respect to the utilization of the receipt, for finding

out the bank details, learned counsel appearing for the Committee has undertaken to examine the same and to collect the bank details as far as possible from receipts also.

List the case in the IInd week of July, 2019.

(NARENDRA PRASAD)
COURT MASTER

(JAGDISH CHANDER)
COURT MASTER

Encl : As above

ANNEXURE - A

Third interim progress report on valuation of properties in pursuance to the judgment of Hon'ble Supreme Court vide order dated 30.07.2018 in WP No. (C) 188 of 2004

Result Achieved:**PART 'A' PROPERTIES**

1. On the basis of available information, all the properties pertaining to part 'A' properties have been located and identified by the DVOs and the valuation of the properties have been completed.
2. The details of the all the 23 properties of Part 'A' and valuation done are tabulated below and the relevant documents are also annexed with this report as Annexure 'A':

S.No	Details of properties	Location	Value as determined	Documents enclosed	Page No. (Annexure-B)

(Part 'A' property)					
1.	Agricultural land Village, Jaswantgarh, Haryana	Haryana	36,15,50,000/-	Valuation Report dated 15.01.2019 by DVO Chandigarh	2 to 4
2.	Agricultural land, Village Billa, Haryana	Haryana	24,27,23,300/-	Valuation Report dated 15.01.2019 by DVO Chandigarh	5 to 7
3.	SCF-21-P, Sector Diwan Khana,	Haryana	1,64,91,200/-	Valuation report dated 06.02.2	19 to 28

	HUDA, Jind Haryana			019, by VO Rohtak	
4.	Semi Constructed building and open areas in agricultural land in village billa, Haryana	Haryana	13,63,66 ,294/-	Valuation Report dated 15.01.2 019 by DVO Chandigarh	8 to 12
5.	Agricultural land, Village Bunga, Haryana	Haryana	96,56,00 0/-	Valuation Report dated 15.01.2 019 by DVO Chandigarh	13 to 15
6.	Agricultural land Village	Haryana	278,85,0 00/-	Valuation Report	16 to 18

	Kot, Haryana			dated 15.01.2 019 by DVO Chandig arh	
7.	Agricultural land, Village Parasoli, Gurgaon	Harya na	5,06,88, 935/-	Valuatio n report dated 08.02.2 019 by DVO Jaipur	29 to 32
8.	Agricultural Land, Village Bhokrakha, Gurgaon,	Harya na	3,26,84, 094/-	Valuatio n report dated 08.02.2 019 by DVO Jaipur	33 to 35
9.	Agricultural land,	Harya na	85,37,19 ,016/-	Valuatio n report	36 to 38

	Bhorakhurd, Gurgaon			dated 08.02.2 019 by DVO Jaipur	
10.	Agricultural land, Village, Sidhrawali, Gurgaon	Haryana na	38,56,64 ,623/-	Valuation report dated 08.02.2 019 by DVO Jaipur	39 to 43
11.	Agricultural land, Village Panda, Tehsil Mhow, Indore	Madhya Pradesh	74,60,18 ,000/-	Valuation report dated 01.10.2 018 by DVO Bhopal	44 to 51
12.	Agricultural land, Village Nawda, Tehsil	Madhya Pradesh	18,85,21 ,200/-	Valuation report dated 01.10.2	44 to 51

	Mhow, Indore			018 by DVO Bhopal	
13.	Agricultural land Village Raau, Tehsil & Distt. Indore	Madh ya Prade sh	1,05,49, 40,000/-	Valuatio n report dated 08.01.2 019 by DVO Bhopal	52 to 59
14.	Agricultural land, Village Motadak Pargana & Tehsil Nazibabad, Distt. Bijnor	Uttar Prade sh	89,34,00 0/-	Valuatio n report dated 11.10.2 018 by VO Lucknow	60 to 66
15.	Flat Bearing D.No. 15-1- 84, Flat No. 6-A, 6 th Floor, Block B, Sea Doll	Andhr a Prade sh	57,45,00 0/-	Valuatio n report dated 29.10.2 018 by VO,	67 to 83

	Apartment, Opp. Grand Bay Hotel, Nowroji Road, Mharanipeta , Visakhapatn am City(AP)			Vishakha patnam	
16.	Under Cliff Estate, Mussoorie	Uttara khand	23,06,70 ,800/-	Valuatio n report dated 11.1.20 19 by DVO Delhi	84 to 93
17.	Flat No. 601, GF Building, No. 6, Ranka Park, Apartment, Lal Bagh	Karna taka	1,18,00, 000/-	Valuatio n report dated 28.09.2 018 by DVO Bangalor	94 to 100

	Road, Doodamaval li, Bangalore.			e	
18.	Flat No. S-1, IInd Floor, Albert Court Corporation No. 2/4, Albert Street, Corporation Ward No. 76 Banagalore.	Karna taka	90,22,50 0/-	Valuatio n report dated 28.09.2 018 by DVO Bangalor e	101 to 107
19.	House No. D-6, Residential Yojna, Begum Bagh, Meerut	Uttar Prade sh	31,22,40 0/-	Valuatio n report dated 11.01.2 019 by DVO Delhi	108 to 121
20.	Homestead	West	2,05,27,	Valuatio	140 to

	land comprise of two storeyed building, Golden Complex, RS Plot No. 3288, Street No. 3, Pargana Baikunthapu ra, Mouza Siliguri, JL No. 110(88), PS Siliguri, Distt. Darjeeling (WB)	Benga	500/-	n report dated 21.02.2 019 by VO Kolkata	144
21.	Agricultural land, Village Kishanpura, Jind,	Harya na	2,10,97, 500/-	Valuatio n report dated 06.02.2	122 to 125

	Haryana			019 by AVO Rohtak, Haryana	
22.	House No. C-6/359/1, Garhi Mundo, Jagadhari, Haryana	Haryana	33,97,80 0/-	Valuation report dated 05.10.2 018 by AVO, Chandigarh	126 to 131
23.	Agricultural Land Village Jagadhari, Tehsil & Distt. Yamunagar, Haryana	Haryana	49,30,00 0/-	Valuation report dated 05.10.2 018 by AVO, Chandigarh	132 to 139
Total			442,61,5 5,162/-		

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTIONTRANSFERRED CASE (C) NO. 89 OF 2003

PLANTATION INVESTORS PROTECTION SOCIETY

Petitioner(s)

VERSUS

GOLDEN FORESTS (I) LTD.

Respondent(s)

WITH

T.C.(C) No. 91/2003

T.C.(C) No. 99/2003

T.C.(C) No. 103/2003

T.C.(C) No. 105/2003

T.C.(C) No. 106/2003

T.C.(C) No. 111/2003

T.C.(C) No. 115/2003

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T.C.(C) No. 172/2003

T.C.(C) No. 182/2003

T.C.(C) No. 190/2003

T.C.(C) No. 196/2003

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T.C.(C) No. 230/2003

T.C.(C) No. 240/2003

T.C.(C) No. 250/2003

T.C.(C) No. 10/2004

O R D E R

It is reported in the Office Report dated 23.07.2019 that these cases, which have been received by this Court, have already been disposed of by the High Court and hence, they are treated to be disposed of and be deleted from the tagged matters.

.....J.
[ARUN MISHRA]

.....J.
[M. R. SHAH]

.....J.
[B. R. GAVAI]

New Delhi;
AUGUST 07, 2019.

CORRECTED

ITEM NO.1

COURT NO.4

SECTION X

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Writ Petition (Civil) No(s). 188/2004

M/S. RAIGANJ CONSUMER FORUM

Petitioner(s)

VERSUS

UNION OF INDIA . & ORS.

Respondent(s)

(IA No. 154673/2018 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 156169/2018 - CLARIFICATION/DIRECTION
IA No. 148036/2018 - CLARIFICATION/DIRECTION

WITH

T.C.(C No. 171/2003 (XVI-A)

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T.C.(C No. 57/2005 (XVI-A)

C.A. No. 3134-3137/2016 (IV

SLP(C No. 227/2019 (IV-B
(FOR ADMISSION

Date : 07-08-2019 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MR. JUSTICE B.R. GAVAI

Counsel for the
parties

Mr. K. Radhakrishnan, Sr. Adv.
Ms. Swarupama Chaturvedi, Adv.
Mr. D. L. Chidananda, Adv.
Ms. Swati, Adv.
Mr. Bhargava V. Desai, Adv.
Mr. Akshat Malpani, Adv.
Mrs. Anil Katiyar, Adv.

Mr. Chetan Sharma, Sr. Adv.
Mr. Rajiv Goel, Adv.
Mr. Rajesh Sharma, Adv.
Mr. Anjan Datta, Adv.
Mr. Firoz Saifi, Adv.
Ms. Shalu Sharma, Adv.

Mr. Jatinder Kumar Sethi, Adv.
Mr. Ashutosh Kumar Sharma, Adv.
Mr. Jatinder Kumar Bhatia, Adv.

Ms. Varsha Singh Choudhry, Adv.
Mr. Hitesh Kumar Sharma, Adv.
Mr. S. K. Rajora, Adv.
Mr. Kusum Chaudhary, Adv.

Mr. M. L. Lahoty, Adv.

Mr. Paban K. Sharma, Adv.
Mr. Anchit Sripat, Adv.

Ms. Suruchi Aggarwal, Adv.
Mr. Prashant Chauhan, Adv.

Mr. M. C. Dhingra, Adv.
Mr. Gaurav Dhingra, Adv.
Ms. Indira Kandra, Adv.

Mr. Keshav Mohan, Adv.
Mr. Rishi K. Awasthi, Adv.
Mr. Prashant Kumar, Adv.
Mr. Santosh Kumar, Adv.

Mr. Ranjan Mukherjee, Adv.
Mr. S. Bhowmick, Adv.

Mr. P. D. Sharma, AOR
Mr. Bhargava V. Desai, AOR
Mr. Sarvesh Singh, AOR
Ms. Suruchii Aggarwal, AOR
Mr. Ranjan Mukherjee, AOR
Mr. R. C. Kaushik, AOR
Ms. Minakshi Vij, AOR
Mr. Naresh Bakshi, AOR
Mr. Somnath Mukherjee, AOR

Mr. Naresh Bakshi, AOR
Mr. Shailendra Bhardwaj, AOR
Mr. Arun Kumar Beriwal, AOR
Mr. Rana Ranjit Singh, AOR
Mr. Somnath Mukherjee, AOR
Mr. Ramesh Babu M. R., AOR
Mr. Jatinder Kumar Bhatia, AOR
Mr. Rameshwar Prasad Goyal, AOR
Mr. Ugra Shankar Prasad, AOR
Mr. Bhargava V. Desai, AOR
Mrs. S. Usha Reddy, AOR
Mr. Ashwani Kumar, AOR
Mr. Tara Chandra Sharma, AOR
Mr. Chander Shekhar Ashri, AOR
Mr. G. Ramakrishna Prasad, AOR
Mr. Surya Kant, AOR
Dr. Surender Singh Hooda, AOR
Ms. Sunita Sharma, AOR
M/S. K J John And Co, AOR
Mr. M. C. Dhingra, AOR
Ms. Shalu Sharma, AOR
Mr. Shree Pal Singh, AOR
Mr. Abhijit Sengupta, AOR
Mr. Kusum Chaudhary, AOR
Mr. Ashok Kumar Singh, AOR

Ms. Ranjeeta Rohatgi, AOR
Mr. Vishwajit Singh, AOR
Mr. D. N. Goburdhan, AOR
Mr. K. S. Rana, AOR
Ms. Chitra Markandaya, AOR
Mr. R. Gopalakrishnan, AOR
Ms. Minakshi Vij, AOR
Mr. B. K. Pal, AOR
Mr. Sudhir Kumar Gupta, AOR
Mrs. Anil Katiyar, AOR
M/S. Ap & J Chambers, AOR
Mr. Yash Pal Dhingra, AOR
Mr. Arun K. Sinha, AOR
Mr. S. Ravi Shankar, AOR
Mr. Ranjan Mukherjee, AOR
Mr. A. P. Mohanty, AOR
Mr. Alok Gupta, AOR
Ms. Suruchii Aggarwal, AOR
Mr. Subhasish Bhowmick, AOR
Ms. Tanuj Bagga, AOR

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

I.A.No. 64630 and 64633 of 2018

Taken on board.

Heard the learned counsel for the intervenor(s). We feel that the property could not have been given to one of the investors. It has to be sold and the proceeds of the property have to be equally distributed amongst the investors. Thus, the prayer made in the intervention application(s) is rejected and also in I.As. filed by Mr. M. L. Lahoty, Adv. The property is ordered to be sold.

The applications are dismissed.

We have perused the affidavit of Income Tax Department in compliance of order dated 07/05/2019. With respect to the property at Sr. No. 16 in Annexure A (Undercliff Estate in Musoorie), it is stated by the learned counsel appearing on behalf of the State of Uttarakhand that the Income Tax Department has valued the property

at Rs. 23.06 crores, but it may fetch much more value than that. We request the valuation team to look into this aspect. Let them auction the property and make an advertisement in the national and local newspapers with respect to sale of all the properties.

Mr. K. Radhakrishnan, learned senior counsel appearing on behalf of the Income Tax Department, has assured us that they are going to sell 23 properties within 2^{1/2} months by taking steps in accordance with law. The statement is placed on record.

Let the progress report be submitted to this court and the account be remitted, as already directed vide order dated 07.05.2019.

List after three months.

It is reported in the Office Report dated 23.07.2019 that the following cases, which have been received by this Court, have already been disposed of by the High Court and hence, they are treated to be disposed of and be deleted from the tagged matters :-

1. T.C.(C) No. 89/2003
2. T.C.(C) No. 91/2003
3. T.C.(C) No. 99/2003
4. T.C.(C) No. 103/2003
5. T.C.(C) No. 105/2003
6. T.C.(C) No. 106/2003
7. T.C.(C) No. 111/2003
8. T.C.(C) No. 115/2003
9. T.C.(C) No. 116/2003

10. T.C.(C) No. 117/2003
11. T.C.(C) No. 120/2003
12. T.C.(C) No. 152/2003
13. T.C.(C) No. 154/2003
14. T.C.(C) No. 157/2003

15. T.C.(C) No. 159/2003
16. T.C.(C) No. 160/2003
17. T.C.(C) No. 161/2003
18. T.C.(C) No. 167/2003
19. T.C.(C) No. 172/2003
20. T.C.(C) No. 182/2003
21. T.C.(C) No. 190/2003
22. T.C.(C) No. 196/2003
23. T.C.(C) No. 200/2003
24. T.C.(C) No. 201/2003
25. T.C.(C) No. 203/2003
26. T.C.(C) No. 204/2003
27. T.C.(C) No. 205/2003
28. T.C.(C) No. 218/2003
29. T.C.(C) No. 230/2003
30. T.C.(C) No. 240/2003
31. T.C.(C) No. 250/2003
32. T.C.(C) No. 10/2004

Pending interlocutory application(s), if any, is/are disposed of.

I.A.No. 36379 of 2018 in T.C.(C) 2 of 2004

It is stated by the learned counsel that the notice in this application has already been issued and has been served on the concerned parties.

ANNEXURE - A2

The prayer made in Annexure A-2 for transfer of following cases from Delhi High Court to this Court is rejected :-

1. Bail Application No. 176/2015 (Pamila Syal)
2. Bail Application No. 809/2015 (N.K. Syal)
3. Bail Application No. 2684/2015 (Rakesh Kumar Arora)
4. Bail Application No. 636/2016 (Naresh Kumar)

ANNEXURE - A3

The following cases mentioned at Sr. No.5 are transferred from Punjab and Haryana High Court to this Court and are tagged with C.A.Nos.3134-37 of 2016 :-

1. C.A.No. 129/2017
2. C.A.No. 138/2017
3. C.A.No. 258/2016
4. C.A.No. 259/2016
5. C.A.No. 260/2016,
6. C.A.Nos. 803-804/2015
7. C.A.No. 51/2016
8. C.A.No. 587/2015 in CP-115/2002

Other matters mentioned in ANNEXURE A3 are not to be transferred to this Court. The prayer for transfer is rejected.

ANNEXURE A4 - The matters mentioned in this annexure are not to be transferred to this Court. The prayer for transfer is rejected.

ANNEXURE A5 - The matters mentioned in this annexure are not to be transferred to this Court. The prayer for transfer is rejected.

ANNEXURE A7 - The matters mentioned in this annexure are not to be transferred to this Court. The prayer for transfer is rejected.

I.A.No. 36952 of 2019

As prayed for by Mrs. Suruchi Aggarwal, learned counsel, in view of the order dated 07.05.2019, this application is disposed of.

I.A.No. 45905 of 2019

It is stated by Mr. Ranjan Mukherjee, learned counsel for the intervenor(s) that the Bank details with respect to 970 investors have been uploaded by the investors. Let the Committee take appropriate steps, in case it has not been done so far, and do the needful within 15 days from today.

Let the verification process, in case it has not been done so far, be completed with respect to 155 claimants within the same period.

List for consideration on 25.09.2019 as to what has to be done on the surplus land cases.

(JAYANT KUMAR ARORA)
COURT MASTER

(JAGDISH CHANDER)
BRANCH OFFICER

(Signed order is placed on the file)

ITEM NO.1

COURT NO.4

SECTION X

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Writ Petition(s)(Civil) No(s). 188/2004

M/S. RAIGANJ CONSUMER FORUM

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(IA No. 33106/2019 - APPLICATION FOR PERMISSION
IA No. 62733/2019 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 154673/2018 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 45905/2019 - CLARIFICATION/DIRECTION
IA No. 36952/2019 - CLARIFICATION/DIRECTION
IA No. 156169/2018 - CLARIFICATION/DIRECTION
IA No. 148036/2018 - CLARIFICATION/DIRECTION
IA No. 62731/2019 - INTERVENTION APPLICATION, IA
148036/2018, 154673/2018, 156169/2018, 33106/2019, 36952/2019, 45905/2019, 62731/2019, 62733/2019)

WITH

T.C.(C) No. 59/2003 (XVI-A)

T.C.(C) No. 60/2003 (XVI-A)

T.C.(C) No. 66/2003 (XVI-A)

T.C.(C) No. 68/2003 (XVI-A)

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T.C.(C) No. 75/2003 (XVI-A)

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T.C.(C) No. 57/2005 (XVI-A)

C.A. No. 3134-3137/2016 (IV)

Date : 25-09-2019 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE VINEET SARAN
HON'BLE MR. JUSTICE S. RAVINDRA BHAT

For Petitioner(s) Ms. Suruchii Aggarwal, AOR
Mr. Prashant Chauhan, Adv.

Mr. P.D. Sharma, AOR

Mr. Bhargava V. Desai, AOR

Mr. Ranjan Mukherjee, AOR
Mr. S. Bhowmick, Adv.

Mr. R. C. Kaushik, AOR

Ms. Minakshi Vij, AOR

Mr. Naresh Bakshi, AOR

Mr. Somnath Mukherjee, AOR

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Mrs. Anil Katiyar, AOR

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Ms. Ranjeeta Rohatgi, AOR

Mr. Chetan Sharma, Sr. Adv.
Mr. Rajiv Goel, Adv.

Mr. Rajesh Sharma, Adv.
Mr. Firoz Saifi, Adv.
Ms. Shalu Sharma, AOR

Mr. Jatinder Kumar Sethi, Adv.
Mr. Ashutosh Kumar Sharma, Adv.
Mr. Jatinder Kumar Bhatia, AOR

Mr. Naresh Bakshi, AOR

Mr. Shailendra Bhardwaj, AOR

Mr. Arun Kumar Beriwal, AOR

Mr. Rana Ranjit Singh, AOR

Mr. Tara Chandra Sharma, AOR

Mr. Chander Shekhar Ashri, AOR

Mr. G. Ramakrishna Prasad, AOR

Mr. Surya Kant, AOR

Dr. Surender Singh Hooda, AOR

Ms. Sunita Sharma, AOR

M/S. K J John And Co, AOR

Mr. M. C. Dhingra, AOR
Mr. Gaurav Dhingra, Adv.
K. Indira, Adv.

Mr. Shree Pal Singh, AOR

Mr. Abhijit Sengupta, AOR

Ms. Varsha Singh Chaudhry, Adv.
Mr. Hitesh Kumar Sharma, Adv.
Mr. R.K. Rajora, Adv.
Mr. Kusum Chaudhary, AOR

Mr. Ashok Kumar Singh, AOR
Mr. Shantwanu Singh, Adv.
Ms. Pragya Singh, Adv.
Mr. Naresh Kumar Gaur, Adv.

Mr. Vishwajit Singh, AOR

Mr. D. N. Goburdhan, AOR

Mr. K. S. Rana, AOR

Ms. Chitra Markandaya, AOR

Mr. R. Gopalakrishnan, AOR

Mr. Keshav Mohan, Adv.
Mr. Prashant Kumar, Adv.

Ms. Minakshi Vij, AOR

Mr. B. K. Pal, AOR

Mr. Sudhir Kumar Gupta, AOR

For M/s. AP & J Chambers

Mr. Yash Pal Dhingra, AOR

Mr. Arun K. Sinha, AOR

Mr. S. Ravi Shankar, AOR

Mr. Ranjan Mukherjee, AOR

Mr. A. P. Mohanty, AOR

Mr. Alok Gupta, AOR

Mr. Somnath Mukherjee, AOR

Mr. Ramesh Babu M. R., AOR

Mr. Rameshwar Prasad Goyal, AOR

Mr. Ugra Shankar Prasad, AOR

Mr. Bhargava V. Desai, AOR

Mrs. S. Usha Reddy, AOR

Mr. Ashwani Kumar, AOR

Ms. Suruchii Aggarwal, AOR

Mr. Subhasish Bhowmick, AOR

Ms. Tanuj Bagga, AOR

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

Heard learned counsel for the parties.

It is submitted by Mr. K. Radhakrishnan, learned senior counsel appearing on behalf of the Income Tax Department, that as Income Tax Department is holding the auction and certain clarifications are required.

Considering the submission, we pass the following directions:-

1. The demand draft will be prepared in the name of 'The Chairman, Committee - GFIL' and the account number is 55024544491.
2. The expenses incurred in auction to be defrayed by the Committee on the demand being raised by the Income Tax Department.
3. Let 30 days' notice be issued in the advertisement. Prayer to reduce the period is hereby declined. Advertisement be issued for auctioning the property in national newspapers having wide circulation in the country as well as in the local newspaper.
4. TDS need not be deducted at this stage.
5. The Income Tax Department, in any case to ensure that auction takes place at an early date.

State Governments of the Punjab and Uttarakhand to file their response to the interlocutory application. They can also rely upon the reply filed in the various petitions in the High Court which have been transferred to this Court.

We request the learned counsel appearing for the parties to cull out the issues which are involved in the matter and submit the proposed issues on the next date of hearing so that they can be addressed by this Court and taken care of as expeditiously as possible.

Issue notice in I.A. No.87335/2018.

Due to transcription error in the order dated 07.08.2019 passed in I.A. Nos.64630 and 64633 of 2018. Let after the words 'We feel that the property could' the word 'not' be added and the sentence be read as 'We feel that the property could not have been given to one of the investors'. Let the corrected order be uploaded after the above mentioned correction.

List on 23.10.2019.

(NARENDRA PRASAD)
COURT MASTER

(JAGDISH CHANDER)
BRANCH OFFICER

ITEM NO.1

COURT NO.3

SECTION X

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Writ Petition(s)(Civil) No(s). 188/2004

M/S. RAIGANJ CONSUMER FORUM

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(IA No. 33106/2019 - APPLICATION FOR PERMISSION
IA No. 154673/2018 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 62733/2019 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 45905/2019 - CLARIFICATION/DIRECTION
IA No. 36952/2019 - CLARIFICATION/DIRECTION
IA No. 156169/2018 - CLARIFICATION/DIRECTION
IA No. 148036/2018 - CLARIFICATION/DIRECTION
IA No. 62731/2019 - INTERVENTION APPLICATION),
IA 148036/2018, 154673/2018, 156169/2018, 33106/2019,
36952/2019, 45905/2019, 62731/2019, 62733/2019)

WITH

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T.C.(C) No. 38/2019 (XVI-A)

Date : 14-01-2020 These matters were called on for hearing today.

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Ms. Ranjeeta Rohatgi, AOR

Mr. Jatinder Kumar Sethi, Adv.
Mr. Ashutosh Kumar Sharma, Adv.
Mr. Jatinder Kumar Bhatia, AOR

Mr. Ranjan Mukherjee, Adv.
Mr. Subhasish Bhowmick, AOR

Mr. Bhargava V. Desai, AOR

Ms. Suruchii Aggarwal, AOR
Mr. Prashant Chauhan, Adv.

Mr. Ranjan Mukherjee, AOR
Mr. P.D. Sharma, AOR
Mr. R.C. Kaushik, AOR
Ms. Minakshi Vij, AOR
Mr. Somnath Mukherjee, AOR
Mr. Shailendra Bhardwaj, AOR
Mr. Arun Kumar Beriwal, AOR
Mr. Naresh Bakshi, AOR
Mr. Rana Ranjit Singh, AOR
Mr. Shree Pal Singh, AOR
Mr. Abhijit Sengupta, AOR
Ms. Chitra Markandaya, AOR
Mr. Vishwajit Singh, AOR
Mr. B. K. Pal, AOR
Mr. K.S. Rana, AOR
Mr. Arun K. Sinha, AOR
Mr. Sudhir Kumar Gupta, AOR
Mr. R. Gopalakrishnan, AOR
Mr. A.P. Mohanty, AOR
M/S. AP & J Chambers, AOR
Mr. Harpal Singh Sahani, Adv.
Mr. Soumo Palit, Adv.
Mr. Sayan Ray, Adv.
Mr. Yash Pal Dhingra, AOR
Mr. Ramesh Babu M. R., AOR
Mr. S. Ravi Shankar, AOR
Mr. Ranjan Mukherjee, AOR
Mr. Alok Gupta, AOR

Mr. Somnath Mukherjee, AOR

Dr. Surender Singh Hooda, AOR

Mr. Rameshwar Prasad Goyal, AOR

Mr. Surya Kant, AOR

Mr. Rajiv Goel, Adv.

Mr. Rajesh Sharma, Adv.

Mr. Firoz Saifi, Adv.

Ms. Shalu Sharma, AOR

Mrs. S. Usha Reddy, AOR

Mr. Ashwani Kumar, AOR

Mr. M.C. Dhingra, AOR

Mr. Ashok Kumar Singh, AOR

Mr. Naresh Kumar Gaur, Adv.

Mr. Shantwanu Singh, Adv.

Ms. Pragya Singh, Adv.

Mr. Chander Shekhar Ashri, AOR

Mr. G. Ramakrishna Prasad, AOR

Ms. Varsha Singh, Adv.

Mr. Hitesh Kumar Sharma, Adv.

Mr. S.K. Rajora, Adv.

Mr. Akhileshwar Jha, Adv.

Mr. Kusum Chaudhary, AOR

Ms. Sunita Sharma, AOR

M/s. K.J. John and Co., AOR

Mr. D.N. Goburdhan, AOR

Ms. Tanuj Bagga, AOR

Mr. Ugra Shankar Prasad, AOR

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

Heard learned counsel for the parties.

Ms. Suruchii Aggarwal, learned counsel appearing on behalf of the Committee, submits that I.A. Nos.154673/2018, 148036/2018 &

156169/2018 have rendered infructuous.

I.A. Nos.154673/2018, 148036/2018 & 156169/2018 are accordingly, disposed of as having become infructuous.

Mr. K. Radhakrishnan, learned senior counsel appearing on behalf of the Income Tax Department, has today handed over Status Report on behalf of Income Tax Department, which is taken on record. In the status report the following properties are mentioned:-

S. No.	Description of the Property
1.	Agricultural Land, Village Kishanpura Jind, Haryana
2.	Flat Bearing D. No.15-1-84, Flat No.6-A, 6 th Floor, Block B, Sea Doll Apartments, Opp. Grand Bay Hotel, Nowroji Road, Maharani Peta, Vishakhapatnam, Andhra Pradesh.
3.	Agricultural Land, Village Pargana and Tehsil Nazibabad, Distt. Bijnor, Uttar Pradesh
4.	Agricultural land, village Bunga, Haryana
5.	Agricultural Land Village Jagadhari Tehsil & Distt. Yamunanagar, Haryana
6.	House No.D-6, Residential Yojana, Begum Bagh, Meerut, Uttar Pradesh.
7.	SCF-21-P, Sector Diwan Khana, HUDA Jind, Haryana
8.	Agricultural Land, Village Parasoli, Gurugram, Haryana
9.	Agricultural Land, Village Bhakrakha, Gurugram, Haryana
10.	Agricultural Land, Bhorakhurd, Gurugram, Haryana
11.	Agricultural Land, Village Sidhrawali, Gurugram, Haryana
12.	Agricultural Land, Village Jaswantgarh, Haryana

13.	Agricultural Land, Village Billa, Haryana
14.	Semi Constructed building and open areas in agricultural land in village Billa, Haryana
15.	Agricultural Land, Village Kot, Haryana
16.	Agricultural Land, Village Panda, Tehsil Mhow, Indore, Madhya Pradesh.
17.	Agricultural Land, Village Nawda, Tehsil, Mhow, Indore, Madhya Pradesh.
18.	Homestead land comprises of two storeyed building Golden Complex, RS Plot No.3288, Street No.3, Pargana Baikunthapura, Mouza Siliguri, JL No.110(88), PS Siliguri, Ditt. Darjelling, West Bengal.
19.	Agricultural Land, Village Raau, Tehsil and District Indore, Madhya Pradesh.
20.	Flat No.601, GF Building, No.6, Ranka Park Apartment, Lal Bagh Road, Dodamavaal, Bangalore, Karnataka.
21.	Flat No.S-1, IInd Floor, Albert Court Corporation No.2/4, Albert Street Corporation Ward No.76, Bangalore, Karnataka.
22.	Under Cliff Estate, Mussoorie, Uttrakhand
23.	House No.C-6/359/1, Garhi Mundo, Jagadhari, Haryana.

Learned senior counsel has pointed out that five properties (mentioned at S. Nos.1 to 5) have been sold. Let the process be completed and the amount be transmitted in the account of the Committee.

With respect to property at S. No.6, learned counsel has prayed for time to furnish the details as to rights of the occupants, the Committee also to look into this aspect. Thereafter, matter will be heard and appropriate orders will be passed with respect to the said property.

Let fresh date(s) of auctions be notified in respect of the

properties (mentioned at S. Nos.6 to 15) for which no bid has been submitted.

In respect of properties mentioned at S.Nos.7, 8, 9, 10, 11 and 22, let fresh valuation be done by the Valuation Committee.

With respect to properties at S.Nos.16 & 17, let the demarcation be done by the concerned Authorities, as early as possible and thereafter needful be done.

Let the encumbrances be ascertained with respect to property at S. No.18 and needful be done, as assured, as early as possible. With respect to the property at S. No.19, we direct the Government of Madhya Pradesh to cooperate and provide all necessary documents sought by the Income Tax Department, within a period of fifteen days from the receipt of the request from the Income Tax Department along with a copy of this order.

With respect to properties at S.Nos.20 and 21, let the committee look into the matter and submit its opinion as to the nature of the rights and whether the matter is covered by the orders passed by this Court. With respect to property at S.No.23, let the Bank charge be specified. The Committee also to submit its opinion in this regard.

It is submitted by the learned counsel appearing on behalf of the Investors that with respect to certain investors in Chart 'D' and 'E' of report is not complete. Let needful be done by the Committee and furnish the details on the next date of hearing.

It was stated by the learned counsel appearing for the State of Uttarakhand that the Uttarakhand Authorities are proceeding to take up the matter of Urban Land Ceiling Act, it is assured on behalf of the learned counsel that no final orders are going to be passed without the permission of this Court.

Statement of the learned counsel is placed on record. This is sufficient to take care of the grievance raised by Ms. Suruchii Aggarwal, learned counsel appearing on behalf of the Committee.

With respect to surplus land, counter affidavit has been filed. Let rejoinder to that, if any, be filed by the Committee within three weeks.

List in the last week of February, 2020.

The Registry is directed to show the files to the learned counsel for the Committee.

(NARENDRA PRASAD)
COURT MASTER

(JAGDISH CHANDER)
COURT MASTER

Encl: A copy of Status Report on behalf of Income Tax Department.



Divi's Laboratories Limited

To

Date:12-03-2021

The Chairperson
Committee-GFIL
Golden Forest (India) Ltd,
House/Flat no: 1065/1, sector 39-B
Chandigarh-160036.

Respected Sir,

Sub: - GFIL – Lands – Choutuppal (M) – Lingo jigudem & Thangadapally villages of Yadadri Bhuvanagiri Dist. Telangana State – Intent to Purchase Lands belonging to GFIL by Divi's Laboratories Limited – Hyderabad – Reg.

We write on behalf of Divi's Laboratories Limited in relation to the above captioned subject. At the outset, it is to bring to your attention that Divi's Laboratories Limited was established in the year 1994 and is engaged in the business of manufacture of active pharmaceutical ingredients ("API"), intermediates and nutraceuticals. It became a Public Listed company in the year 2003. Further, it is to bring to your attention that **Divi's laboratories Limited is one of the leading pharmaceutical companies in the world with an average market capitalisation of approximately One Lakh Crores and a total Net Worth of Rs.7316.69 Crores (2019-2020) (more particularly described along with other financial details in the 30th Annual Report of Divi's Laboratories Limited for the year 2019-2020 enclosed herewith).** Divi's Laboratories Limited has a total of six manufacturing facilities and a global market presence across 95 countries and is being led by a team of approximately 14000 employees. Since its inception, Divi's Laboratories Limited has been actively playing an important role in ensuring the availability of supplies of API's for essential lifesaving drugs/Pharmaceuticals as a part of Drug Security in India and around the world and in today's time Divi's is acknowledged as the world's largest and one of the most ethical and future ready suppliers of high-quality API's globally.

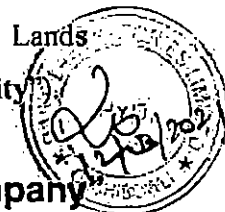
One of the manufacturing facilities of Divi's Laboratories Limited is located at Lingo jigudem & Panthangi villages of Choutuppal Mandal of erstwhile Nalgonda Dist. now known as Yadadri Bhuvanagiri Dist. of Telangana state, was established by purchasing private Lands admeasuring approximately 507 Ac. 36 Cts way back in 1994 ("Manufacturing Facility").

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E-mail : mail@divislab.com, Website : www.divislab.com





Divi's Laboratories Limited

We understand that certain extent of land belonging to Golden Forest (India) Limited at Lingojigudem /Thangadapally villages in Choutuppal Mandal in the state of Telangana is located adjacent to the land where our aforesaid Manufacturing Facility is located and are abutting the boundaries of land where the said Manufacturing Facility is located.

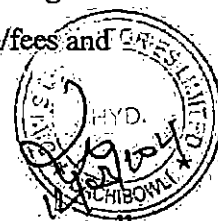
We also understand that all the properties and land belonging to Golden Forest (India) Limited including the aforesaid land located at Lingojigudem /Thangadapally villages in Choutuppal Mandal in the state of Telangana ("GFIL Land"), are under the safe custody and maintenance of Golden Forest India Limited Committee ("GFIL Committee"), constituted as per orders of the Hon'ble Supreme Court of India in W.P. (Civil) No. 188 of 2004.

In this regard, it has come to our attention that the said Land belonging to Golden Forest (India) Ltd located at Lingojigudem /Thangadapally villages in Choutuppal Mandal in the state of Telangana are open for sale to prospective buyers. We further understand that the interested buyer(s) is/are required to approach the Hon'ble Supreme Court through the GFIL Committee as per directions of the Hon'ble Supreme Court of India.

We further understand that the said Land are patta lands as per the Revenue Records as on date, the details of which are more particularly described in the below mentioned Annexures:

1. Survey Nos. wise land particulars belonging to Golden Forest (India) Ltd. along with Sketch map (enclosed as Annexure -I).
2. Basic values of the Lands issued by the Sub- Register Choutuppal vide letter no.25/2021/dt.19.02.2021 (enclosed as Annexure- II).

In addition, we understand as per revenue records that the lands are not contiguous and few land pattedars are holding title and possession over certain extent of land abutting GFIL Land falling within the survey nos. referred in Annexure -II. We also understand from the revenue records that the said Land is an Agricultural land, and its use requires it to go for change of land use after making the payment of NALA (Non-Agriculture Land Assessment) tax/fees and land use change fees to Government/ Local Body.



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Divi's Laboratories Limited

As aforementioned, the said Land belonging to Golden Forest (India) Limited situated at Lingojigudem /Thangadapally villages in Choutuppal Mandal, Telangana is/ are abutting the boundaries of certain portion of the land where the Manufacturing Facility belonging to Divi's Laboratories Limited is located and as such Divi's Laboratories Limited has an interest in/ intends to purchase part or full extent of above said Land at mutually agreed consideration.

In light of the aforesaid proposal, we would like to state that we would prefer to pay the said consideration as per the Honourable Court /Committee directions through a Demand Draft/Cheque/Bank Transfer. Further, we are willing to make a lump sum payment towards the mutually agreed consideration immediately after the reaching to a mutual agreement with respect to consideration amount and modalities for transfer of property through registration. We are mainly interested in land abutting boundaries of our Manufacturing Facility. Therefore, we request the GFIL Committee to consider and suggest consideration amount per acre based on "as is where is basis" or "unencumbered clean land" from all others, based on market rate fixed by the District Authorities/ Court directions.

Based on your suggestion regarding proposed transaction of lands as mentioned in above paras, if required, we would like to depute concerned employees of our company from the Manufacturing Facility as representatives of Divi's Laboratories Limited to your office to have preliminary discussions with your team on understanding court directions and modalities for the way forward towards the proposed transaction.

In addition, if required, we are willing to provide any further information/ documents from our end, to facilitate the whole process and discussion related to the proposed transaction.

Thanking you sir,

Yours Faithfully


(General Manager - P&A)
(Authorised Signatory)

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Divi's Laboratories Limited

Enclosures:

1. Copy of 30th Annual Report for the year 2019-2020 for Divi's Laboratories Limited;
2. **Annexure-I:** Land details with survey no wise belonging to Golden Forest (India) Ltd. alongwith copy of a sketch map;
3. **Annexure-II:** Copy of the letter issued by the Sub- Register Choutuppal vide letter no.25/2021/dt.19.02.2021 capturing basic value of the Lands (enclosed as Annexure-III



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ANNEXURE - A/27
COMMITTEE - GOLDEN FORESTS (INDIA) LIMITED
(Appointed by the Hon'ble Supreme Court of India)

Chairman's Off : # 1065/1, Sector 39-B, Chandigarh-160 036 Tel : 0172-2695065

E-mail : committee_gfil@rediffmail.com www.goldenforestcommittee.com

COM/CHD/P-AP-1C/P-AP-1D/2021/ 268

March 25, 2021

M/s Divi's Laboratories Limited
through its Authorized Signatory,
Divi Towers, 1-72/23(P)DIVIS/303,
Cyber Hills, Gachibowli, Hyderabad-500032

Please refer to your application dated 12.3.2021 regarding lands situated in Mandal

Choutupal, District Nalgonda, (AP).

The Committee considered your application on 24.3.2021 and decided that since the Committee is working under various orders of Hon'ble Supreme Court which does not allow the Committee to enter into any direct negotiation with any intended buyer of the property of GFIL group. And that intended purchaser may make their offers to Hon'ble Supreme Court of India, by making self contained application giving their offer. And further that if applicant wishes to obtain any details of land, he may approach Hon'ble Supreme Court of India and obtain directions in this regard.



B.M. Bedi
District & Sessions Judge (Retd.)
Member

MEMBER
COMMITTEE-GFIL

Received today
1/4/2021
ME



Divi's Laboratories Limited

To

Date:20.04.2021

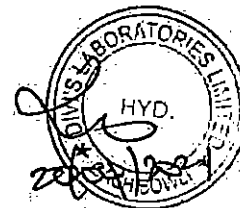
The Registrar
Supreme Court of India
Tilak Marg, Mandi House,
New Delhi, Delhi 110001.

Respected Sir,

Subject: - Preliminary Expression of Interest- Intent to Purchase Lands belonging to Golden Forest India Limited located at Choutuppal (M). Lingoijigudem & Thangadapally- villages of Yadadri-Bhuvanagiri District Telangana State by Divi's Laboratories Limited, Hyderabad - Reg.

We write on behalf of Divi's Laboratories Limited in relation to the above captioned subject. At the outset, it is to bring to your attention that Divi's Laboratories Limited was established in the year 1994 and is engaged in the business of manufacture of Active Pharmaceutical Ingredients ("API"), Intermediates and Nutraceuticals. It became a Public Listed company in the year 2003. Further, it is to bring to your attention that **Divi's laboratories Limited is one of the leading pharmaceutical companies in the world with an average market capitalisation of approximately One Lakh Crores and a total Net Worth of Rs.7316.69 Crores (2019-2020) (more particularly described along with other financial details in the 30th Annual Report of Divi's Laboratories Limited for the year 2019-2020 enclosed herewith).**

Divi's Laboratories Limited has a total of six manufacturing facilities and a global market presence across 95 countries and is being led by a team of approximately 14000 employees. Since its inception, Divi's Laboratories Limited has been actively playing an important role in ensuring the availability of supplies of API's for essential lifesaving drugs/Pharmaceuticals as a part of Drug Security in India and around the world. In today's time Divi's is acknowledged as the world's largest and one of the most ethical and future ready suppliers of high-quality API's globally.



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One of the manufacturing facilities of Divi's Laboratories Limited (located at Lingojugudem & Panthangi villages of Choutuppal Mandal of erstwhile Nalgonda District (now known as Yadadri Bhuvanagiri Dist. of Telangana state)), was established by purchasing private Lands admeasuring approximately Ac. 507. 36 cts. way back in 1994 ("Manufacturing Facility").

We understand that certain extent of land belonging to Golden Forest (India) Limited at Lingojugudem /Thangadapally villages in Choutuppal Mandal in the state of Telangana is located adjacent to the land where our aforesaid Manufacturing Facility is located and are abutting the boundaries of our above referred Manufacturing Facility and as such Divi's Laboratories Limited has an interest in/ intends to purchase part or full extent of above said Land at consideration to be finalised as per directions of the Hon'ble Supreme Court of India.

We also understand that all the properties and land belonging to Golden Forest (India) Limited including the aforesaid land located at Lingojugudem /Thangadapally villages in Choutuppal Mandal in the state of Telangana ("GFIL Land"), are under the safe custody and maintenance of Golden Forest India Limited Committee ("GFIL Committee"), constituted as per orders of the Hon'ble Supreme Court of India in W.P. (Civil) No. 188 of 2004.

In this regard, it has come to our attention that the said Land belonging to Golden Forest (India) Ltd located at Lingojugudem /Thangadapally villages in Choutuppal Mandal in the state of Telangana are open for sale to prospective buyers. We further understand that the interested buyer(s) is/are required to approach the Hon'ble Supreme Court through the GFIL Committee as per directions of the Hon'ble Supreme Court of India.

Accordingly, we submitted our application to the GFIL Committee vide letter dated 12.03.2021. Post consideration of our application dated 12.03.2021, GFIL Committee recommended us vide letter dated 25.03.2021 bearing no. COM/ CHD/P-AP-1C/P-AP-1D/2021/268 to approach Hon'ble Supreme Court of India and seek necessary information and



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Divi's Laboratories Limited

directions in this regard, since existing orders of the Hon'ble Supreme Court of India does not allow GFIL Committee to enter into direct negotiation with any intended buyer in connection with properties belonging to GFIL Group. In addition, the GFIL committee further recommended us to make a self-contained application with our proposal. (Copy of the Reply dated 25.03.2021 received from GFIL Committee are enclosed herewith as Annexure -I)

In connection therewith and as per GFIL Committee's recommendations, we hereby express our intention to purchase the extent of GFIL Land located at Lingojigudem /Thangadapally villages in Choutuppal Mandal which are primarily adjacent to and abutting the boundaries of our Manufacturing Facility.

We understand that sale proceeds raised through any sale of assets and properties belonging to GFIL Committee shall be further utilised to disburse the claims of the active creditors and claimants of GFIL Group as per the necessary directions and existing orders passed by the Hon'ble Supreme Court of India in this regard.

We further understand that sale of assets and properties belonging to GFIL involves higher public stakes and interest, therefore the proposal submitted by the intended buyers would require an impartial and detailed scrutiny by the Hon'ble Supreme Court of India.

Accordingly, we are seeking permission of the Hon'ble Supreme Court of India to submit detailed proposal in this regard and hereby request Hon'ble Supreme Court of India to provide necessary directions and guidelines in regards to the below:

1. The procedure/mode/ proforma in which the application/ proposal is to be made by Divi's Laboratories Limited in connection with purchasing GFIL Land located at Lingojigudem /Thangadapally;
2. Necessary directions to GFIL Committee to facilitate and allow Divi's Laboratories Limited to undertake extensive due diligence and property document verification to the



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Divi's Laboratories Limited

best of Divi's Laboratories Limited' satisfaction, prior to finalisation of the intended sale proposal;

3. Fixation of the Price for the intended extent of GFIL Land located in on "as is where is basis";
4. Finalisation of the mode of disbursal of the fixed price in favour of the concerned party/ committee.

We are willing to provide any further information/ documents from our end, to facilitate the whole process and discussion related to the proposed transaction.

Thanking you sir
Yours Faithfully

(General Manager - P&A)
(Authorised Signatory)

Enclosures:

1. Copy of 30th Annual Report for the year 2019-2020 for Divi's Laboratories Limited;
2. **Annexure-I:** Copy of the Reply dated 25.03.2021 received from GFIL Committee.

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