REVISED

ITEM NO.19 COURT NO.10 SECTION IV-B

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

Petition(s) for Special Leave to Appeal (C) No(s). 37961/2026

[Arising out of impugned final judgment and order dated 06-07-2026 in FAOCARB No. 53/2024 passed by the High Court of Punjab & Haryana at Chandigarh]

M/S APEX INTERNATIONAL CONSTRUCTIONS Petitioner(s)

VERSUS

MODEL ECONOMIC TOWNSHIP LTD. Respondent(s)

IA No. 334628/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Date : 05-11-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ARAVIND KUMAR
HON'BLE MR. JUSTICE VIPUL M. PANCHOLI

For Petitioner(s) :Mr. Dama Seshadri Naidu, Sr. Adv.
Mr. Amit Pai, Adv.
Mr. Nitesh Ranjan- 3551, AOR
Mr. Ravi Kumar Singh, Adv.
Ms. Avantika Chaudhary, Adv.
Ms. Nishtha Kaura, Adv.
Mr. Neelaksh, Adv.
Ms. Kaveri Kuruvatti, Adv.
Mr. Ravi Kumar Singh, Adv.

For Respondent(s) :Mr. Puneet Bali, Sr. Adv.
Mr. Aditya Soni- 2958, AOR
Mr. Raghujeet Madan, Adv.
Mr. Rajat, Adv.
Ms. Ayushi Garg, Adv.

Signature Not Verified
Digitally signed by RASHI GUPTA
Date: 2026.11.16 17:50:21 IST
Reason:

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

1. Heard the learned senior counsels appearing for the parties.

2. Issue notice.

3. Counter affidavit, if any, shall be filed within six weeks from today and rejoinder affidavit, if any, shall be filed within two weeks thereafter.

4. The execution proceedings shall remain stayed subject to the petitioner(s) depositing the counter claim, which has been allowed to the extent of Rs.50,36,000/- within an outer limit of four weeks from today.

5. Learned senior counsel appearing for respondent(s) would submit that notwithstanding the arbitral dispute which relates to monetary aspect, the respondent-claimant is still retaining or holding to 35 acres of land. Since the petitioner-claimant is only a contractor, it can neither contend nor plead that it would be entitled to continue to be in possession of the property, which had been handed over to petitioner for construction and installation of pre-cast boundary wall, measuring approximately 15000 running meters around Special Economic Zone.

6. In that view of the matter, the respondent would be at liberty to take possession of the property, if not already taken and petitioner-claimant shall have no claim over the said land, other than monetary claim.

7. List after eight (8) weeks.

(RASHI GUPTA)
AR-CUM-PS

(AVGV RAMU)
COURT MASTER (NSH)

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