

ITEM NO.24

COURT NO.6

SECTION XI

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

Petition(s) for Special Leave to Appeal (C) No(s). 21602/2026

[Arising out of impugned final judgment and order dated 30-04-2026 in WRITC No. 27397/2024 passed by the High Court of Judicature at Allahabad]

HIMRI ESTATE PRIVATE LIMITED

Petitioner(s)

VERSUS

STATE OF UTTAR PRADESH & ANR.

Respondent(s)

IA No. 177804/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 177805/2026 - EXEMPTION FROM FILING O.T.

IA No. 178123/2026 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

Date : 10-06-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA

HON'BLE MR. JUSTICE ATUL S. CHANDURKAR

(PARTIAL COURT WORKING DAYS BENCH)

For Petitioner(s) : Mr. Dinesh Dwivedi, Sr. Adv.
Mr. Rahul Kaushik, Sr. Adv.
Mr. Ritesh Kumar, Adv.
Mrs. Yugandhara Pawar Jha, AOR
Mr. Ankit Rajgarhia, Adv.
Ms. Ujjwala Gupta, Adv.

For Respondent(s) :

UPON hearing the counsel the Court made the following

O R D E R

1. It is argued that the petitioner has purchased the subject property in an auction during the proceedings under the SARFAESI Act, 2002. Thereafter, sale certificate was issued in his favour on

10.05.2023 and since thereafter, the petitioner's prayer for mutation is pending before the Ghaziabad Development Authority (for short, 'GDA'). The petitioner had approached the High Court wherein, an interim order was passed on 18.02.2025 observing that there appears to be no hindrance in consideration of petitioner's claim for mutation and the objection of the previous owners are yet to be considered in proceedings before the GDA. It was also observed that if any mutation is allowed in favour of the petitioner, it would remain subservient to the orders passed by the competent forum.

2. Thereafter, the GDA refused mutation which is now under consideration before the High Court. It is further submitted that the matter has since then been listed before the High Court on 34 occasions and it is not taken up for final disposal and in the meanwhile, the petitioner is suffering losses as the petitioner is not able to take required statutory clearances or permissions because of the GDA's failure to mutate petitioner's name in the property.

3. Upon due consideration and perusal of petition papers, we dispose of the present Special Leave Petition directing the GDA to mutate the petitioner's name over the subject property which shall remain subject to the final outcome of the Writ Petition before the High Court wherein, all the parties would be heard before taking any final decision. Let the needful be done within a period of six weeks from the date of receipt of a copy of this order.

4. Pending application(s), if any, shall stand disposed of.

(NISHA KHULBEY)
COURT MASTER(SH)

(AKSHAY KUMAR BHORIA)
COURT MASTER(NSH)