

ITEM NO.19

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 for Special Leave to Appeal (C) No.30442/2026

[Arising out of impugned final judgment and order dated 25-05-2026 in WRIC No. 10820/2025 passed by the High Court of Judicature at Allahabad, Lucknow Bench]

M/S ROSE BUD REALCON LLP

Petitioner(s)

VERSUS

LUCKNOW DEVELOPMENT AUTHORITY & ORS.

Respondent(s)

FOR ADMISSION

(IA No. 256699/2026 - EXEMPTION FROM FILING O.T. & IA
No. 256701/2026 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

Date : 07-09-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA
HON'BLE MR. JUSTICE K. VINOD CHANDRAN

For Petitioner(s) :

Ms. Kamini Jaiswal, AOR
Ms. Rani Mishra, Adv.

For Respondent(s) :

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

1. The matter is at large before the High Court.
2. The subject - matter of challenge before us is an interim Order passed by the High Court. In the impugned Order, the High Court has observed in Paras 7 and 8 respectively as under:-

"7. Accordingly, we do not find the details of the properties included in the moratorium and we see no reason as to how the Lucknow Development Authority could have rejected the application on this ground. The impugned order is therefore illegal, arbitrary and has been passed without any application of mind.

8. Accordingly, the Lucknow Development Authority is directed to reconsider and file an affidavit specifically indicating as to under which document they have concluded that the disputed property falls under the moratorium under Section 14 of the Code, 2016, and it shall be open to them to pass a fresh order in

accordance with law."

3. The learned counsel would submit that the plain reading of Para No.7 of the impugned order, referred to above, would indicate that the High Court has taken the final decision.

4. We are not in agreement with the submission of the learned counsel. Para Nos.7 and 8 respectively should be read harmoniously.

5. It shall be open for the petitioner to raise all contentions available to it in law before the High Court on the next date of hearing.

6. With the aforesaid, the petition stands disposed of.

7. Pending applications, if any, also stand disposed of.

(VISHAL ANAND)
DEPUTY REGISTRAR

(POOJA SHARMA)
COURT MASTER (NSH)