

IN THE HON'BLE SUPREME COURT OF INDIA  
(CIVIL APPELLATE JURISDICTION)

I.A. NO. \_\_\_\_\_ OF 2024

IN

WRIT PETITION (CIVIL) NO.- 188 OF 2004

**IN THE MATTER OF:**

M/S. RAIGANJ CONSUMER FORUM ...PETITIONER(S)

VERSUS

UNION OF INDIA & ORS. .... RESPONDENTS

**AND IN THE MATTER OF:**

M/S. GARG SONS ESTATE PROMOTERS PVT. LTD.  
(THROUGH IT'S AR/DIRECTOR MR. RAHUL GARG)

OFFICE AT;

260, SECTOR-9A, CHANDIGARH-160009

..APPLICANT/BUYER

WITH

I.A. NO. \_\_\_\_\_ Of 2024

APPLICATION FOR INTERVENTION AS A BUYER

PAPER BOOK

KINDLY SEE INDEX INSIDE THE PAPER BOOK

**DEVENDER SINGH**

ADVOCATE FOR THE APPLICANT

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..APPLICANT/BUYER

AN APPLICATION FOR INTERVANTION UNDER  
ORDER LV READ WITH ORDER V RULE 2 (3) OF  
SUPREME COURT RULES, 2013 TO ALLOWING  
INTERVANE THE APPLICANT AS A BUYER.

TO,

THE HON'BLE CHIEF JUSTICE OF INDIA AND HIS  
COMPANION JUDGES OF THE SUPREME COURT OF INDIA,  
NEW DELHI

THE HUMBLE APPLICATION OF  
THE APPLICANT ABOVE NAMED.

**MOST RESPECTFULLY SUBMITS:-**

1. That the proceedings referred to above are pending before this Hon'ble Apex Court and above case is likely to be listed on 26.04.2024.
2. It is most respectfully submitted that in the present matter, this Hon'ble Court was pleased to constitute a committee to take into its custody all assets of Golden Forests (India) Ltd. ("GFIL") and its subsidiaries companies and thereafter called the all creditors of GFIL and its subsidiaries companies to submit their claims before the said committee.
3. That pursuant to the directions of this Hon'ble Court, the said committee itself and through the Income Tax Department, has made various attempts, to auction the properties of GFIL, GPL and its subsidiaries companies.
4. That the applicant is a registered Pvt/ Ltd. company which is registered under the companies act and competent to file the present application in the above-mentioned pending matter before this Hon'ble Court. It is pertinent to mention here that the present intervention application is being filed

through AR/Director of the company which is authorized by board of resolution dated 20.04.2024. True copy of the Registration Certificate of company is annexed hereto as ANNEXURE-A-1 (Page No. 11)

Tru copy of the Board Resolution dated 20.04.2024 is annexed hereto as ANNEXURE-A-2 (Page No. 12 & 13)

5. That it is pertinent to mention here that it came to the knowledge of applicant that various properties situated all over India including the below mentioned properties are involved in the present matter and the same are still available for sale and the applicant is willing to purchase the below mentioned properties which are as under: -

A. Plot No. 1 & 2, Lajpat Nagar, Phase -4, New Delhi-110024  
(Proposal amount of Applicant company is Rs. 24 Crores).

B. Agriculture Land measuring are 37 Acres 11 Canal, situated at Village Pirmachhala, adjoining Sector-20, Panchkula, Zirakpur, Mohali. (Proposal amount of applicant company is Rs. 22 Crores).

- C. Agriculture Land measuring 5.84 Acres situated at Village Bhorkrakha, Manesar, District Gurugram, Haryana. (Proposal amount of applicant company is Rs. 10 Crores)
- D. Agriculture Land 4 Acres situated at Village Ummri, Tehsil Kurukshetra, National Highway-1, adjoining Dera Sachha Sauda, Kurukshetra, Haryana. (Proposal amount of applicant company is Rs. 5 Crores).
- E. Agriculture Land measuring 42 Acres, situated at Village Sanauli, near Golden Tourist Resort and Developer, Zirakpur, Mohali, Punjab. (Proposal amount of applicant company is Rs. 20 Crores).

As per the knowledge of applicant, the above-mentioned properties are still available for sale. It is pertinent to mention here that the applicant is having a good financial capacity and willing to purchase the above-mentioned properties as per the circle/proposal rate or valuation decided by the committee/concerned authorities.

6. That the applicant previously approached the liquidator/committee appointed by the Hon'ble Court and

made an oral representation to purchase the above-mentioned properties and thereafter the applicant came to know that all the previous orders for auction/bid not survived.

7. That the applicant company is having the good financial capacity and he is willing to purchase the above-mentioned properties as per the valuation/proposal rate with the permission of this Hon'ble Court. True copy of the GST Registration Certificate of company is annexed hereto as ANNEXURE-A-3 (Page No. 14 to 16)
8. That the present applicant company is willing to purchase the above-mentioned properties along with the other properties on a good price which are pending in the present suit proceedings.
9. That the intervention of present applicant is necessary and proper to the present proceedings for the following, among other, reasons:-

- A. Because the above-mentioned writ petition (main matter) has been filed and the same is still pending before this Hon'ble Court for adjudication.
  - B. Because the applicant is a company registered under the Companies Act and willing to purchase the above-mentioned properties along with the other attached properties through its AR/Director.
  - C. Because the above-mentioned similar petition/applications are already pending with similar statute involved and for the similar relief before this Hon'ble court hence, fresh petition is not being filed for the sake of brevity.
  - D. Because the applicant company is having a good financial status and he can give the true and real value of the above-mentioned properties.
10. That the applicant company is a Performa buyer of the above-mentioned properties (A-E) and he is interested to purchase the above-mentioned properties as per the



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valuation/proposal rate with the permission of this Hon'ble Court.

11. That the presence of the applicant is necessary in order to participate in the auction (if any) of above-mentioned properties, if conducted.

12. That by adding the applicant company as buyer of above-mentioned properties, no prejudice will be caused the parties already on record; neither will fair trial of the questions in controversy be prejudiced. On the other hand, not allowing the applicant to intervene in the present proceedings will cause serious loss to the applicant.

13. That this application is bona fide and in the interest of justice.

### **PRAYER**

It is therefore, most respectfully, prayed that this Hon'ble Court may be graciously be pleased to allow this application and be pleased to:-

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- a) To permit the applicant company to be intervene in the aforesaid matter and to participate as a buyer.
- b) Allow the applicant to purchase the above-mentioned properties as per the valuation/proposal rate.
- c) Pass any order or further order(s) as your Lordships may deems fit and proper in the facts and circumstances of the case and in the interest of justice.

**AND FOR THIS ACT OF KINDNESS THE APPLICANT  
AS IS DUTY BOUND SHALL EVER PRAY.**

Drawn by:  
S. Y. USMANI ADV.

Drawn on: 19.04.2024  
Filed on: 01.05.2024

FILED BY:



(DEVENDRA SINGH)

Advocate of the Applicant

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**VERSUS**

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.. RESPONDENTS

**AFFIDAVIT**

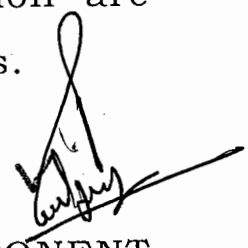
I, RAHUL GARG S/o Sh. Ashok Kumar Garg, DIRECTOR/AUTHORIZED REPRESENTATIVE OF M/s Garg Sons Estate Promoters Pvt. Ltd., Office at 260; Sector 9C, Chandigarh-160009, present at New Delhi, aged about 34 years, do hereby solemnly affirm and declare as under:-

1. That I am the Director/authorized representative of Applicant in the above mentioned Application and am fully conversant with the facts and circumstances of the case and hence competent to swear by way of the present affidavit.



Entry No. 11/24 Notary Public

- 2. That I have read and understood the contents of the above mentioned Application from (page no. 1 to 10 and Para 1 to Para 3), I state that the same are true and correct to my knowledge and belief and have been drafted as per my instructions.
- 3. That the Annexures to the Application are true copies of their respective originals.



DEPONENT

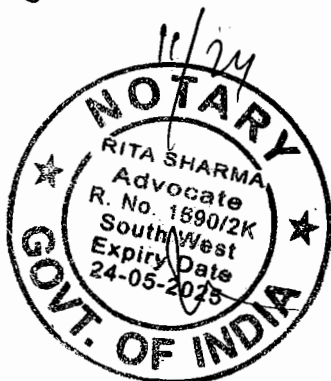
VERIFICATION:

I, the above named deponent, do hereby verify that the contents of the above Affidavit are true and correct to the best of my knowledge, no part of it is false and nothing material is concealed herefrom.

19 APR 2024

Verified at New Delhi, on this \_\_\_ day of April

*I Identify the deponent who has signed this in my presence.*  
*6913 9865 0/88*  
*11/24*




DEPONENT

ATTESTED

Notary Public, Govt. of India

19 APR 2024

ANNEX A-1



प्राक्स आई० आर

FORM NO. I.R.



# निगमन का प्रमाण-पत्र CERTIFICATE OF INCORPORATION

सी आई एन..... 45200सी, 42:24सी वी सी 27205

CIN..... U45200CH2004PTC27205

मैं एतद् द्वारा प्रमाणित करता हूँ कि आज श्री जे जे इस्टेट प्रोमोर्स प्राइवेट लिमिटेड

कम्पनी अधिनियम 1956 (1956 का 1) के अधीन निगमित की गई है और यह कम्पनी परीरिमिit है।

I hereby certify that GARG SONS ESTATE PROMOTERS PRIVATE LIMITED

is this day incorporated under the Companies Act, 1956 (No.1 of 1956) and the Company is limited.

मेरे हस्ताक्षर से आज ता० 16-06-2004 को दिया गया।

Given under my hand at JALANDHAR this 16th

day of June Two Thousand Four.

(26th Jyaistha, Saka, 1926)

(DIWAN CHAND)

कम्पनियों का रजिस्ट्रार

पंजाब हि० प्र० एवं चण्डीगढ़

Registrar of Companies

Punjab, H.P. & Chandigarh.



GARG SONS ESTATE PROMOTERS PRIVATE LIMITED  
(Incorporated in India)

ANNEX, A-2  
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**RESOLUTION LETTER**

Mr. Rahul Garg has been authorized by the board of M/s Garg Sons Estate Promoters Pvt Ltd to appear in behalf of them for bidding and apply for the purchase of listed below properties :-

1. Plot no D-1, D-2 More pocket, Lajpat Nagar Type 4, outer Ring Road, New Delhi ( 864 Square Yards).
2. 4 Acre Land Village Ummri, Tehsil Kurukshetra, National Highway -1 adjoin Dera Sachha Sauda, Kurukshetra.
3. Land at Village Pirmachhala, adjoining sector 20, Panchkula, Zirakpur Mohali, (37 Acres 11 Kanal).
4. land at Village Sanoli, Golden Tourist resort and developer, Zirakpur, Mohali (42 Acre Land).
5. Agricultural Land at Village Bhokrakha, tehsil Manesar, District Gurugram. (5.84 Acre) i.e (46 Kanal 15 Marla).

The name and address of the company is M/s Garg Sons Estate Promoters Pvt Ltd , #260, Sector 9-C, Chandigarh. The RG Infratech, H No 39, Jarnail Enclave, Zirakpur, Distt Mohali, SAS Nagar Punjab is also the sister concern of the M/s Garg Sons Estate Promoters Pvt Ltd

THE BOARD OF THE COMPANIES HAS PASSED RESOLUTION ITS MEETING HELD ON 20<sup>TH</sup> APRIL 2024 AT THE REGISTERED ADDRESS OF THE COMPANY.

And Resolved that in supersession of all the earlier resolutions passed by the board of the company, Mr. Rahul Garg, Director in the Company, has been authorized to appear on behalf of it is Hon'ble Supreme Court for bidding of the purchase of listed below properties :-

1. Plot no D-1, D-2 More pocket, Lajpat Nagar Type 4, outer Ring Road, New Delhi ( 864 Square Yards).
2. 4 Acre Land Village Ummri, Tehsil Kurukshetra, National Highway -1 adjoin Dera Sachha Sauda, Kurukshetra.
3. Land at Village Pirmachhala, adjoining sector 20, Panchkula, Zirakpur Mohali, (37 Acres 11 Kanal).
4. land at Village Sanoli, Golden Tourist resort and developer, Zirakpur, Mohali (42 Acre Land).
5. Agricultural Land at Village Bhokrakha, tehsil Manesar, District Gurugram. (5.84 Acre) i.e (46 Kanal 15 Marla)

**Garg Sons Estate Promoters Pvt. Ltd.**

Rahul Garg  
(Director)

Director

**Garg Sons Estate Promoters Pvt. Ltd.**

Ashok Kumar Garg  
(Director)

Director



**CERTIFIED TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING OF THE BOARD OF DIRECTORS OF THE M/S GARG SONS ESTATE PROMOTERS PVT LTD HELD ON 20<sup>TH</sup> APRIL 2024 AT THE REGISTERED OFFICE OF THE COMPANY AT #260, SECTOR 9-C, CHANDIGARH .**

**"RESOLVED THAT"**

The **M/s Garg Sons Estate Promoters Pvt Ltd**. Company, having its registered head office at #260, Sector 9-C, Chandigarh is interested in the bidding of the purchase listed below properties :-

1. Plot no D-1, D-2 More pocket, Lajpat Nagar Type 4, outer Ring Road, New Delhi ( 864 Square Yards).
2. 4 Acre Land Village Ummri, Tehsil Kurukshetra, National Highway -1 adjoin Dera Sachha Sauda, Kurukshetra.
3. Land at Village Pirmachhala, adjoining sector 20, Panchkula, Zirakpur Mohali, (37 Acres 11 Kanal).
4. land at Village Sanoli, Golden Tourist resort and developer, Zirakpur, Mohali (42 Acre Land).
5. Agricultural Land at Village Bhokrakha, tehsil Manesar, District Gurugram. (5.84 Acre) i.e (46 Kanal 15 Marla).

**"RESOLVED FURTHER** that the consent of the Board be and is hereby accorded to perform bidding of the purchase above-mentioned land, Mr Rahul Garg (Director of the M/s Garg Sons Estate Promoters Pvt Ltd ) on behalf of the company in front of the committee appointed by the Hon'ble Supreme Court.

**"RESOLVED FURTHER THAT** Mr. Rahul Garg, Director of the Company be and is hereby severally authorized to negotiate, finalize and execute the above-mentioned bidding of behalf of the Company and to do all such acts, matters, deeds and things and to take all steps and do all things and give such directions as may be required, necessary, expedient or desirable for giving effect to the said bidding.

**Garg Sons Estate Promoters Pvt. Ltd.**

Rahul Garg  
(Director)

Director

**Garg Sons Estate Promoters Pvt. Ltd.**

Ashok Kumar Garg  
(Director) Director



सत्यमेव जयते

Government of India  
Form GST REG-06  
[See Rule 10(1)]

ANNEX, A-3  
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Registration Certificate

Registration Number :04AACCG3312Q1ZO

1.	Legal Name	GARG SONS ESTATE PROMOTERS PRIVATE LIMITED			
2.	Trade Name, if any	GARG SONS ESTATE PROMOTERS PVT. LTD.			
3.	Constitution of Business	Private Limited Company			
4.	Address of Principal Place of Business	260, SECTOR 9C, CHANDIGARH, Chandigarh, Chandigarh, 160009			
5.	Date of Liability	01/07/2017			
6.	Period of Validity	From	01/07/2017	To	NA
7.	Type of Registration	Regular			
8.	Particulars of Approving Authority				
Signature					
Name					
Designation					
Jurisdictional Office					
9.	Date of issue of Certificate	26/09/2017			
Note: The registration certificate is required to be prominently displayed at all places of business in the State.					

This is a system generated digitally signed Registration Certificate issued based on the deemed approval of the application for registration





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Annexure A

GSTIN 04AACCG3312Q1ZO  
Legal Name GARG SONS ESTATE PROMOTERS PRIVATE LIMITED  
Trade Name, if any GARG SONS ESTATE PROMOTERS PVT. LTD.

**Details of Additional Places of Business**

Total Number of Additional Places of Business in the State 0




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Annexure B

GSTIN 04AACCG3312Q1ZO  
Legal Name GARG SONS ESTATE PROMOTERS PRIVATE LIMITED  
Trade Name, if any GARG SONS ESTATE PROMOTERS PVT. LTD.

**Details of Managing / Whole-time Directors and Key Managerial Persons**

1		Name	ASHOK KUMAR GARG
		Designation/Status	DIRECTOR
		Resident of State	Chandigarh
2		Name	RAHUL
		Designation/Status	DIRECTOR
		Resident of State	Chandigarh
3		Name	NITIN GARG
		Designation/Status	DIRECTOR
		Resident of State	Chandigarh