

ITEM NO.26

COURT NO.1

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).168/2026

DECCAN CHARTERS PVT. LTD.

Petitioner(s)

VERSUS

THE STATE OF UTTARAKHAND & ORS.

Respondent(s)

FOR ADMISSION

IA No. 42897/2026 - EXEMPTION FROM FILING O.T.

Date : 18-02-2026 This matter was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE JOYMALYA BAGCHI
HON'BLE MR. JUSTICE VIPUL M. PANCHOLI

For Petitioner(s) Ms. Kadambari Singh, Sr. Adv.
Mr. Praveen Kumar, Adv.
Mr. Smarhar Singh, AOR
Mr. Sameer Rai, Adv.
Ms. Shraddha Sharma, Adv.
Mr. Suman Raj, Adv.

For Respondent(s)

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

1. The petitioner is operated helicopter shuttle services for Shri Hemkund Sahibji Yatra (in Uttarakhand) since 2011. It has developed a private helipad on a parcel of land at Govind Ghat, which they hold on lease. The same is stated to be valid till 31.03.2027.

2. The helipad of the petitioner was temporarily taken over by the State Government for six months during the period of Char Dham Yatra, through a communication dated 23.05.2024 issued under the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 ("2013 Act"). That action of the State is under challenge at the instance of the petitioner in Writ Petition (MS) No.1401/2024.

3. Pending that Writ Petition, the State Government again took over the petitioner's helipad, allegedly without issuing any prior notice or paying compensation, through an order dated 27.06.2025. That order has also been separately challenged by the petitioner in Writ Petition (MS) No.2511/2025. Both these Writ Petitions are still pending before the High Court, and are being taken up together.

4. It may be mentioned that the petitioner had earlier approached this Court in SLP (C) No.1778/2025, which was not entertained by this Court, although a request was made to the High Court to make an endeavour to decide the pending Writ Petition(s) on the date fixed, i.e., 18.03.2025 and/or thereafter expeditiously.

5. Unfortunately, the Writ Petitions have not been decided so far. The requisition of helipad through the order dated 27.06.2025 is still in force. It is in these circumstances that the petitioner has again approached this Court, on this occasion, carefully under Article 32 of the Constitution.

6. We have heard learned Senior Counsel for the petitioner and carefully perused the material placed on record.

7. It seems to us that the effective relief, if any, that can be granted to the petitioner is that both the Writ Petitions are finally decided by the High Court.

8. Consequently, we direct the Registrar General of the Uttarakhand High Court to obtain necessary orders from Hon'ble the Chief Justice of the High Court and post the Writ Petitions at Sr.No.1 for final disposal in the week commencing 09.03.2026.

9. We request the learned Judge, to whom the matters may be entrusted, to decide the same expeditiously and preferably within two months.

10. It goes without saying that if the petitioner's fate is not decided in the High Court for some unforeseen reasons, it shall be at liberty to seek revival of these proceedings.

11. The Writ Petition stands disposed of in the above terms.

12. As a result, the pending interlocutory application also stands disposed of.

(SATISH KUMAR YADAV)
ADDITIONAL REGISTRAR

(PREETHI T.C.)
ASSISTANT REGISTRAR