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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **LA.APP. 373/2022**

**DELHI STATE INDUSTRIAL AND INFRASTRUCTURE
DEVELOPMENT CORPORATION LTD. Appellant**

Through: Mr. Musheer Zaidi, Advocate.

versus

JAI NARAYAN & ORS. Respondents

Through: Ms. Jyoti Tyagi, Advocate for Mr.
Yeeshu Jain, Standing Counsel for
R-5 UOI/LAC.

CORAM:

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

15.12.2022

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[The proceeding has been conducted through Hybrid mode]

CM APPL. 54276/2022 (for exemption)

1. Exemption is allowed, subject to all just exceptions.
2. The application is disposed of.

CM APPL. 54277/2022 (for exemption)

3. Exemption is allowed, subject to all just exceptions. However, the certified copies of the documents sought to be exempted may be filed within six weeks from today.

4. The application is disposed of.

CM APPL. 54274/2022 (for delay in filing the appeal)

5. This is an application filed on behalf of the appellant seeking condonation of delay of 560 days in filing the appeal.

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6. Issue notice. Notice is accepted by learned counsel appearing for respondent No.5/ LAC.

7. Issue notice to other respondents by all permissible modes. Additionally, through learned counsel appearing for the respondents before the learned Trial Court, returnable on the next date of hearing.

CM APPL. 54275/2022 (for delay in re-filing the appeal)

8. This is an application filed on behalf of the appellant seeking condonation of delay of 45 days in re-filing the appeal.

9. For the reasons stated in the application, the application is allowed. The delay of 45 days in re-filing the appeal is condoned.

10. The application is disposed of.

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11. The present appeal challenges the order dated 27.11.2018 passed by the Reference Court enhancing the award amount from Rs. 12,30,000/- per acre falling under “C” Block to Rs. 19,43,500/- per acre, and also granting the other consequential benefits arising therefrom.

12. Issue notice. Notice is accepted by Ms. Jyoti Tyagi, learned counsel appearing for respondent No.5/ LAC. Ms. Tyagi submits that there is no requirement of filing any reply to the appeal.

13. Notice to the other respondents be served through all permissible modes. Additionally, through learned counsel appearing for them before the learned Trial Court, returnable on the next date of hearing.

14. Reply to the present appeal may be filed within six weeks from today by the other respondents. Rejoinder thereto, if any, be filed



within four weeks thereafter.

CM APPL. 54273/2022 (for stay)

15. Issue notice. Notice to other respondents be served by all permissible modes. Additionally, through learned counsel appearing for the respondents before the learned Trial Court, returnable on the next date of hearing.

16. Subject to deposit of the differential of the original awarded amount and the enhanced amount within four weeks from today, the Execution Petition No. 92/2020 shall remain stayed. The said amount be deposited in the name of the Registrar General of this Court, who shall deposit the same in interest bearing FDR with auto renewal option. The same may be maintained till the disposal of the present appeal or till further orders.

17. For the purpose of service and completion of pleadings, the matter may be listed before the Joint Registrar on 13.03.2023. After completion of the aforesaid process, the matter may be listed before the Court for consideration.

TUSHAR RAO GEDELA, J

DECEMBER 15, 2022/nd