

ITEM NO.53 COURT NO.11 SECTION X
S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
WRIT PETITION (CIVIL) D.NO(s). 33 OF 2011 (FOR PREL.HEARING)

JAIPAL SINGH Petitioner(s)
VERSUS

LAND ACQUISITION COLLECTOR AND ORS. Respondent(s)

(With appln(s) for permission to appear and argue in person and office report)

Date: 21/02/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Petitioner-in-Person

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

I.A. No.2 of 2011 is rejected being wholly
misconceived.

In this petition filed under Article 32 read with Article 142 of the Constitution of India, the petitioner has made the following prayers:

1. Issue a Writ of Certiorari and/or pass appropriate order(s) quashing the collective orders dated 24.03.2007, 28.03.2007 & 04.04.2007 of the Land Acquisition Collector (North-West Delhi) as violative of Article 14 of the Constitution of India and also violative of the 12.05.2008 judgment of the Hon'ble High Court of Delhi passed in W.P. (C) No.5078/2007, which has been upheld by the 07.10.2010 order of this Hon'ble Court passed in C.A.No.8218/2009.
2. Issue a Writ of Mandamus and/or pass appropriate order(s) to the L.A.C. directing him to allot the petitioner only 10% share of compensation of the possessed 25 bighas 15 biswas portion of Part-3 land of 57 biswas (Item No.40 to 42 of Award No.25/2005-06/DC/NW).

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3. Interpret, clarify and pass appropriate writ(s) and/or order(s) to implement and enforce the compromise and orders dated 18.05.2006 & 19.05.2006 of this Hon'ble Court reached and passed in C.A. No.7040/2000 on the unpossessed 32 bighas portion of Part-3 land in accordance with Article 14 of Constitution of India in view of the changed circumstances since the compromise and in light of the 12.05.2008 judgment of the Hon'ble High Court of Delhi passed in W.P.(C) No.5078/2007, which has been upheld by the 07.10.2010 order of this Hon'ble Court passed in C.A. No.8218/2009.

We have heard Shri Subhash Vijayran, eldest son and power of attorney holder of the petitioner and perused the record.

In our view, the orders dated 24.03.2007, 28.03.2007 and 04.04.2007 passed by the Land Acquisition Collector cannot be nullified under Article 32 read with Article 142 of the Constitution of India.

The writ petition is accordingly dismissed.

(Rama Chopra)
P.A.

(Phoolan Wati Arora)
Court Master