

ITEM NO.4

COURT NO.1

SECTION IVB

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

Petitions for Special Leave to Appeal (C) No(s). 4144-4154/2010

(Arising out of impugned final judgment and order dated 08/08/2008 in CM No. 2684/2008, CWP No. 18979/2006, CM No. 2685/2008, CWP No. 19268/2006, CM No. 2686/2008, CWP No. 18980/2006, CM No. 2687/2008, CWP No. 19272/2006, CM No. 2688/2008, CWP No. 20660/2006, CM No. 2689/2008, CWP No. 20758/2006, CM No. 2690/2008, CWP No. 19281/2006, CM No. 2691/2008, CWP No. 19277/2006, CM No. 2692/2008, CWP No. 19204/2006, CM No. 2693/2008, CWP No. 18981/2006, CM No. 2694/2008, CWP No. 20704/2006 passed by the High Court Of Punjab & Haryana At Chandigarh)

DEFENCE SECY, UOI & ANR.

Petitioner(s)

VERSUS

MANPHOOL SINGH (D) & ORS. ETC.

Respondent(s)

WITH

SLP(C) No. 11619-11621/2010

SLP(C) No. 24906-24918/2010

SLP(C) No. 3163-3173/2011

SLP(C) No. 8346/2012

SLP(C) No. 10492-10497/2012

SLP(C) No. 22174/2012

SLP(C) No. 10912/2013

SLP(C) No. 10913/2013

SLP(C) No. 10914/2013

SLP(C) No. 10915/2013

SLP(C) No. 10916/2013

SLP(C) No. 10918-10921/2013

SLP(C) No. 10922/2013

SLP(C) No. 13391/2013

SLP(C) No. 13408/2013

SLP(C) No. 13409/2013

SLP(C) No. 17711-17714/2013

SLP(C) No. 26811-26814/2013

SLP(C) No. 2995/2014

SLP(C) No. 29974/2014

(With appln.(s) for c/delay in filing SLP and appln.(s) for c/delay in refiling SLP, c/delay in filing substitution appln., substitution appln., appln.(s) for urging addl. grounds, for restoration,modification of Court's order substituted service, dispensing with service of notice, deletion of some of the names of proposed Lrs, corrections of name of respondent and Interim Relief office report in respective matters)

Date : 11/02/2015 These petitions were called on
for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE ARUN MISHRA

For Petitioner(s) Mr. Jaideep Gupta, Sr. Adv.
Ms. Madhavi Divan, Adv.
Ms. Rekha Pandey, Adv.
Ms. Amandeep Kaur, Adv.
Mr. Sanjiv Das, Adv.
Mr. R.S. Nagar, Adv.
Mr. Balasubramanian, Adv.
Mr. Pranav Kumar, Adv.
Mr. Santosh Kuamr, Adv.
Mrs. Anil Katiyar, Adv.
Mr. B.V. Balaram Das, Adv.

For Respondent(s) Mr. Arun Bhardwaj, Adv.
Mr. Parveen Kumar, Adv.
Mr. Gauraan, Adv.
Dr. Monika Gusain, Adv.

Mr. Jay Kishor Singh, Adv. (NP)

Ms. Naresh Bakshi, Adv. (NP)

Mr. Dinesh Verma, Adv.

Mr. Rajat Sharma, Adv.

Mr. Subhasish Bhowmick, Adv.

Mr. Sridhar Potaraju, Adv.

Mr. Gaichang Gangmei, Adv.

Mr. Arjun Singh, Adv.

Mr. Mukunda, Adv.

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

Delay, if any, in filing application for substitution, is condoned.

Application(s) for substitution, if any, is/are allowed.

Delay condoned, if any, in filing restoration application(s) is condoned.

Application(s) for restoration, if any, is allowed.

Application for modification of Court's order, if any, is dismissed.

Application for correction/deletion in the name of parties, if any are allowed.

SLP(C) Nos. 4144-4154, 11619-11621, 24906-24918 of 2010, SLP(C) Nos. 3163-3173 of 2011, 8346, 10492-10497, 22174 of 2012, SLP(C) Nos. 10913, 10915, 10918-10921, 13409, 17711-17714, 26811-26814, 13391 of 2013 and SLP(C) Nos. 2995, 29974 of 2014

In the peculiar facts and circumstances of the matter(s), we do not find any infirmity in the impugned judgment(s) and order(s) passed by the High Court. Accordingly, the special leave petitions are dismissed.

However, the question of law sought to be

raised in these petitions is kept open to be agitated in an appropriate case(s).

It was submitted that the executing Court has to calculate interest on the basis of the principles laid down by this Court in the case of *Sunder vs. Union of India* reported in (2001) 7 SCC 211, as explained in the case of *Gurpreet Singh vs. Union of India* reported in (2006) 8 SCC 457 and the same is to be calculated from the date of judgment in *Sunder's* case (supra) as explained in *Gurpreet's* case (supra) i.e., w.e.f. 19.09.2001. The executing Court to consider aforesaid aspect in accordance with law.

SLP(C) Nos. 10912, 10914, 10916,10922, 13408 of 2013

We do not find any infirmity in the impugned judgment(s) and order(s) passed by the High Court. Accordingly, the special leave petitions are dismissed.

[Charanjeet Kaur]
Court Master

[Vinod Kulvi]
Asstt. Registrar