

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.2797/2003

(From the judgement and order dated 30/08/2002 in SA 1212/2002
of The HIGH COURT OF MADRAS)

L.T. RAJAN & ORS.

Petitioner (s)

VERSUS

K. RAMASAMY & ANR.

Respondent (s)

(With Appln(s). for exemption from filing O.T. and with prayer for
interim relief)

Date : 03/03/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SHIVARAJ V. PATIL
HON'BLE MR. JUSTICE ARIJIT PASAYAT

For Petitioner (s) Mr. V. Prabhakar, Adv.
Mr. M.K.D. Namboodiri, Adv.

For Respondent (s) Mr. T.Raja, Adv.

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

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The learned counsel for the petitioners urged that in the impugned judgment it is stated that the petitioners-tenants are entitled for compensation amount alongwith interest @ 9% and that they could execute that decree. As a matter of fact, though the amount of compensation was determined but the earlier suit was dismissed, that being the position when the petitioners proceed to execute the decree for recovery of amount of ..2/-

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compensation, they will face difficulty. The learned counsel for the respondent No.2 on caveat submits that the respondent shall not object to execution of decree for compensation as indicated in the impugned judgment alongwith the interest.

In this view, it is unnecessary to entertain this petition. Hence, the special leave petition is dismissed subject to what is stated above.

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Sarita

(Shelly Sengupta)
Court Master