

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

Civil Appeal No(s). 1457/2007

IQBAL SINGH (D) BY LRS. & ORS.

Appellant(s)

VERSUS

LUDHIANA IMPROVEMENT TRUST & ORS.

Respondent(s)

(With appln.(s) for application under Section 24(2) of Right to Fair Compensation and permission to file additional documents)

WITH

C.A. No. 6278/2009

(With Interim Relief and Office Report)

Date : 16/03/2016 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE KURIAN JOSEPH

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Appellant(s)

Ms. Indu Malhotra, Sr.Adv.

Mr. Vivek Sharma, Adv.

Mr. R. C. Gubrele,Adv.

Mrs. Nanita Sharma,Adv.

Mr. Prafulla Kumar, Adv.

For Respondent(s)

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

Heard learned counsel for the parties.

The acquisition proceedings were initiated in the year 1973. The Award was passed in the year 1974. It is submitted that so far the possession has not been taken by the first respondent. The appellants have neither been paid any compensation nor is the compensation remaining in Court deposit.

In that view of the matter, learned counsel for the appellants has filed I.A. No. 7 of 2016 for a declaration that the acquisition proceedings have lapsed.

Though notice is served, there is no appearance.

The Chairman of the Ludhiana Improvement Trust is directed to file an affidavit as to whether the Trust is still interested in going ahead with the project of Model Town Extention Part II, for which the acquisition proceedings were initiated and whether any part of that scheme was implemented. The affidavit, as above, be filed within a period of four weeks' from today.

The Registry is directed to communicate this order to the first respondent through the District Court, Ludhiana.

In case the affidavit is not filed within the stipulated time, the Chairman of the Ludhiana Improvement Trust will be present before this Court, with records, to assist the Court on the next date of hearing.

Post on 27th April, 2016.

Civil Appeal No. 6278 of 2009

The appellants are directed to file an additional affidavit indicating the period during which the proceedings remained stayed by the operation of orders of the Court.

Post on 27th April, 2016.

[RENU DIWAN]
COURT MASTER

[SUKHBIR PAUL KAUR]
A.R.-CUM-P.S.