

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

RECORD OF PROCEEDINGS

I.A. NO.1 IN CIVIL APPEAL NO.6756 OF 2003

DAULAT SINGH SURANA & ORS.

Appellant (s)

VERSUS

FIRST LAND ACQUISITION COLLECTOR & ORS.

Respondent(s)

(For Directions)

Date: 11/04/2005 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE Y.K. SABHARWAL

HON'BLE MR. JUSTICE D.M. DHARMADHIKARI

For Appellant(s)

Mr. Mukul Rohtagi, Sr. Adv.

Mr. Sanjiv Sen, Adv.

Mr. Rajan Narain, Adv.

For Respondent(s)

Mr. Altaf Ahmed, Sr. Adv.

Mr. Satish Vig, Adv.

UPON hearing counsel the Court made the following

O R D E R

ed  
Mr. Swapan Chatterjee, Chartered Engineer and approved  
Valuer, appointed by the High Court, by his Valuation Report dated 27th  
September, 2004, has come to the conclusion that the valuation  
of the property, as assessed at the end of July, 2004, is Rs.3,73,30,000/-; its rental  
value per annum as on July, 2004 is Rs.50,17,000/-; and damages assessed  
for the period 1st April, 1986 and end of July, 2004,

..2/-

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i.e., 31st July, 2004, are to the tune of Rs.5,52,70,000/-. The objections to  
the Report have been filed by the respondent-Land Acquisition Collector  
and along with it a Valuation Report has been filed of the Collector himself  
which assesses the damages for the aforesaid period at Rs.50,97,948/-, out  
of which, after payment of Rs.20,86,247, the balance amount payable is  
Rs.30,11,701/-.

While directing payment of Rupees thirty lakhs within a period  
of four weeks, the respondent may, if so advised, get the Valuation Report  
of Mr. Swapan Chatterjee examined by another Government approved  
Valuer and submit his Report before this Court. The Valuer so appointed  
by the respondent, we direct, would objectively consider the valuation of  
the property, its present rental value per annum as also the damages for  
the period 1st April, 1986 to 31st July, 2004. The Report of Mr. Swapan  
Chatterjee shall be sent to the Valuer, so appointed. The Valuation Report  
shall be filed in this Court within four weeks.

We, however, clarify that the aforesaid order should not be  
construed to mean that we have either accepted or rejected the Valuation  
Report of Mr. Swapan Chatterjee.

List after four weeks.

[ T.I. Rajput ]

Court Master

[ Phoolan Wati Arora ]

Court Master

