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IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO. 3402 OF 2000

UNION OF INDIA

...APPELLANT

VERSUS

RAM KISHAN & OTHERS
...RESPONDENTS

ORDER

In the present case, by impugned judgment dated 17.10.1997, the High Court of Delhi while relying upon the judgment passed by the Division Bench of the High Court in RFA No. 554/1992, titled Dharambir and others Vs. Union of India, enhanced the compensation from Rs. 16750/- per bigha to Rs. 25,000/-per bigha.

Learned counsel appearing for the parties submit that this appeal is covered by a judgment passed by this Court on 6.8.1998 in Civil Appeal No. 4405/1997 titled Union of India Vs. Dharambir and others wherein the judgment of the High Court enhancing the compensation from Rs 16750/- per bigha to Rs.25,000/- was set-aside.

Thus, in view of the order dated 6.8.1998 passed by this Court in Dharambir's case (supra), we set-aside the impugned order of the High Court and restore the order dated 2.5.1995 passed by the learned Additional District Judge. The appeal stands allowed accordingly.

In case the enhanced amount of compensation has been paid to the respondents-landowners, the appellant would be entitled to recover the difference from the respondents.

.....J.
[DALVEER BHANDARI]

.....J.
[HARJIT SINGH BEDI]

NOVEMBER 5, 2008.
ITEM NO.108

COURT NO.9

SECTION XIV

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS
CIVIL APPEAL NO(s). 3402 OF 2000

U.O.I. Appellant (s)

VERSUS

RAM KISHAN & ORS Respondent(s)

(With appln(s) for adducing additional documents/evidence on record and with office report)

Date: 05/11/2008 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE MR. JUSTICE HARJIT SINGH BEDI

For Appellant(s) Mrs. Rekha Pandey, Adv.
Mrs. Anil Katiyar, Adv.
Mr. B.V.Balaram Das, Adv.
Mr. Arvind Kumar Sharma, Adv.

For Respondent(s) Mr. Harinder Mohan Singh, Adv.
Mr. Kaushal Yadav, Adv.
Mr. Durgesh Yadav, Adv.
Mr. Manav Bajaj, Adv.

UPON hearing counsel the Court made the following
ORDER

The appeal is allowed in terms of signed order.

(Pardeep Kumar)
Court Master

(Neeru Bala Vij)
Court Master

[SIGNED ORDER IS PLACED ON THE FILE]