

NON-REPORTABLE

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 373 OF 2016

(Arising out of S.L.P.(Civil) No.4185/2007)

S.P. Krishnappa & Ors. .. Appellant(s)

Versus

Secy., Deptt.of Revenue & Ors. .. Respondent(s)

WITH

CIVIL APPEAL NO.374/2016 @ SLP(C) No.4186/2007

CIVIL APPEAL NO.375/2016 @ SLP(C) No.5060/2007

CIVIL APPEAL NO.376/2016 @ SLP(C) No.5061/2007

CIVIL APPEAL NO.377/2016 @ SLP(C) NO.5077/2007

CIVIL APPEAL NO.378/2016 @ SLP(C) No.5160/2007

CIVIL APPEAL NO.379/2016 @ SLP(C) No.31547/2008

J U D G M E N TKURIAN J.

Leave granted in all the matters.

(2) Heard learned Counsel for the parties.

(3) The land acquisition has always been causing serious heart burn to the owners. It is all the more so when they realise after a few years that the value of their land has skyrocketed. The land owners before this Court belong to this category and they have been litigating for quite long. Thanks to the cooperation

extended by the learned counsel appearing for the parties we feel to some extent atleast equities can be worked out and that the disputes can be given quietus once for all. Having thus extensively heard the learned counsel for the parties, we are of the view that the interest of justice would be served and complete justice would also be done in case the following order is passed in these cases. The appellants-land owners will be allotted a site of 4000 sq.ft free of cost in Marasandra Malur Taluk per acre or part thereof not exceeding 50 cents. The plots thus allotted shall be free from all encumbrances. We make it clear that in view of the order which is passed by us there should not be any further litigation between the parties with regard to their claims, interest or possession of the land in question. The registration charges shall be borne by the allottees. The needful will be done within three months. We make it clear that the benefit of this order will not be available to the appellants in Civil Appeal No.374/2016 @ SLP(C) NO.4186/2007, since the equity has already been meted out by the release of certain extent of land in their favour before the High Court.

(4) The appeals are disposed of with no order as to costs.

In Civil Appeal No.374/2016 @ SLP(C) No.4186 &
Civil Appeal No.379/2016 @ SLP(C) No.31587/2008:

Having regard to the orders passed by us in

Civil Appeal No.373/2016 @ SLP(C) no.4185/07 etc. we do not think that either in law or in equity the parties are entitled to any relief in these appeals. Therefore, these appeals are dismissed.

.....J.
[KURIAN JOSEPH]

.....J.
[ROHINTON FALI NARIMAN]

NEW DELHI,
JANUARY 19, 2016.

ITEM NO.4

COURT NO.12

SECTION IVA

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

Petition(s) for Special Leave to Appeal (C) No(s). 4185/2007

(Arising out of impugned final judgment and order dated 21/02/2007
in WP No. 6410/2006 passed by the High Court Of Karnataka At
Bangalore)

S.P. KRISHNAPPA & ORS.

Petitioner(s)

VERSUS

SECY., DEPTT. OF REVENUE & ORS.
(with interim relief and office report)

Respondent(s)

WITH

SLP(C) No. 4186/2007(With appln.(s) for directions and appln.(s) for raising additional
grounds and appln.(s) for permission to file additional documents
and appln.(s) for exemption from filing O.T. and appln.(s) for
permission to file rejoinder affidavit and appln.(s) for permission
to file additional documents and appln.(s) for permission to file
additional documents and appln.(s) for vacating interim order and
Interim Relief and Office Report)SLP(C) No. 5060/2007(With appln.(s) for directions and appln.(s) for permission to file
rejoinder affidavit and appln.(s) for permission to file additional
documents and appln.(s) for raising additional grounds and appln.
(s) for vacating interim order and Interim Relief and Office
Report)SLP(C) No. 5061/2007(With appln.(s) for directions and appln.(s) for permission to file
additional documents and appln.(s) for bringing lrs on record and
appln.(s) for permission to file rejoinder affidavit and appln.(s)
for vacating interim order and Interim Relief and Office Report)SLP(C) No. 5077/2007(With appln.(s) for directions and appln.(s) for permission to file
rejoinder affidavit and appln.(s) for permission to file additional
documents and appln.(s) for vacating interim order and appln.(s)
for raising additional grounds and Interim Relief and Office
Report)SLP(C) No. 5160/2007(With appln.(s) for directions and appln.(s) for permission to file
rejoinder affidavit and appln.(s) for permission to file additional
documents and appln.(s) for raising additional grounds and appln.
(s) for vacating interim order and Interim Relief and Office Report)

SLP(C) No. 31547/2008

(With appln.(s) for c/delay in filing SLP and appln.(s) for c/delay in refiling SLP and Office Report)

Date : 19/01/2016 These petitions were called on for hearing today.
CORAM :

HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Petitioner(s) Mr. Mahabir Singh, Sr.Adv.
Mr. R.S. Hegde, Adv.
Mr. Nikhil Jain, Adv.
Mr. Gagan Deep Sharma, Adv.
Ms. Preeti Singh, Adv.
Mr. Gautam Awasthi, Adv.

Mr. K. K. Mani, Adv.
Ms. T. Archana, Adv.

Mr. Ajay Pal, Adv.

Mr. Pradeep Kumar Bakshi, Adv.

For Respondent(s) Mr. Dushyant Dave, Sr.Adv.
Mr. P. Vishwanatha Shetty, Sr.Adv.
Mr. K. Shashi Kiran Shetty, Sr.Adv.
Mr. Sharan Thakur, Adv.
Mr. Vijay Kumar Paradeshi, Adv.
Mr. Mahesh Thakur, Adv.
Mr. Vybhav Ramesh, Adv.
Dr. Sushil Balwada, Adv.

Ms. Anitha Shenoy, Adv.
Ms. Aparna Appaiah, Adv.

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

Delay condoned.

Substitution allowed in SLP(C)No.5061/2007.

Leave granted in all the matters.

C.A.No.374/2016 @ SLP(C) No.4186/07 & CA.No.379/16 @ SLP(C)
No.31547/08 are dismissed.

Rest of the appeals are disposed of with no order as to costs.

Application, if any, also stands disposed of.

(USHA BHARDWAJ)
AR-CUM-PS

(RENU DIWAN)
COURT MASTER

Signed non-reportable judgment is placed on the file.