

ITEM NO.34

COURT NO.5

SECTION XV

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 (Civil) No(s).12057/2012

(From the judgement and order dated 08/12/2011 in SBCMA No.755/1995
of The HIGH COURT OF RAJASTHAN AT JAIPUR)

BASANTI LAL & ORS.

Petitioner(s)

VERSUS

RAJENDRA SINGH & ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T.

Date: 23/04/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s) Mr. Ram Niwas, Adv.
 Mr. Brijesh Kumar Singh, Adv.
 Ms. Ruchi Kohli, Adv. (Not present)

For Respondent(s)

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

We have heard learned counsel for the petitioners.

Prima facie, we are convinced that the learned
Single Judge of the High Court was not justified in denying
interest to the petitioners only on the ground that the
appeal had remained pending before the High Court for 16
years. The petitioners cannot be blamed for delay in the
disposal of the appeal. In any case they could not have

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been denied the benefit of interest because in all similar
cases interest at the rate of 7.5% had been awarded by the
learned Single Judge on the enhanced amount of compensation.

Issue notice to the respondents to show cause as to
why leave may not be granted, the impugned judgment may not
be modified and they be directed to pay interest on the
enhanced amount at the rate of 7.5% per annum, returnable in

the second week of July, 2012.

Dasti, in addition, is permitted.

(Parveen Kr.Chawla)
Court Master

(Phoolan Wati Arora)
Court Master