

ITEM NO.46

COURT NO.1

SECTION II

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).1918-1919/2009
(From the judgement and order dated 03/03/2009 in CRLMA No. 5/2009 & CRLMA
No. 875/2008 of The HIGH COURT OF UTTARANCHAL AT NAINITAL)

SHASHI AGARWAL & ORS.

Petitioner(s)

VERSUS

STATE OF UTTARKHAND & ORS.

Respondent(s)

(With appln(s) for stay,modification of Court's Order,permission to file synopsis and
list of dates,permission to file additional documents and office report)

Date: 13/05/2009 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE P. SATHASIVAM
HON'BLE MR. JUSTICE DEEPAK VERMA

For Petitioner(s) Mr.Mukul Rohtagi,Sr.Adv.
Ms.Geeta Luthra, Adv.
Mr.Shiv Kant Arora,Adv.
For Ms. Chandan Ramamurthi,Adv.

For Respondent(s) Mr.U.U.Lalit, Sr.Adv.
Mr.Aarohi Bhalla,Adv.
Mr.Subodh S.Patil,Adv.
Mr.Shekhar Raj Sharma,Adv.
Ms. Sujata Kurdukar,Adv.
Mr.Dinesh Dwivedi,Sr.Adv.
Mr. P.N. Gupta ,Adv

UPON hearing counsel the Court made the following
ORDER

Heard both sides.

This Court's order dated 30.03.2009 is varied to the extent that the
2nd respondent - District Magistrate, Udham Singh Nagar, Uttarakhand is directed
to put in possession of one acre of land around the farmhouse which is now in
the possession of the present petitioner and the petitioner should also have

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ingress and egress to the farm house.

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Application for modification is disposed of accordingly.

The petitioner shall not cause any disturbance as regards remaining
portion of the land.

(G.V.Ramana)
Court Master

(Shashi Bala Vij)
Court Master