

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

Petition(s) for Special Leave to Appeal (Civil) No(s).33372/2013

(From the judgement and order dated 04/09/2013 in SA No.64/2012 of
The HIGH COURT OF UTTARAKHAND AT NAINITAL)

RANJIT SINGH & ANR Petitioner(s)

VERSUS

STATE OF UTTARAKHAND & ORS Respondent(s)

(With appln(s) for directions,exemption from filing O.T. and prayer
for interim relief and office report)

WITH SLP(C) NO. 34193 of 2013
(With prayer for interim relief and office report)

Item No. 9 : SLP(C)...../2014 (CC No. 5461)
(For permission to file SLP and office report)

Date: 17/04/2014 These Petitions were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR
HON'BLE MR. JUSTICE A.K. SIKRI

For Petitioner(s)
CC 5461 Mr. P.S. Patwalia, Sr.Adv.
Mr. Partha Sil, Adv.

Mr. R.F. Nariman, Sr.Adv.
Mrs Rachna Gupta,Adv.

For Respondent(s)

Mr. V.K. Unniyal, Advocate General
Ms. Rachana Srivastava,Adv.
Mr. Utkarsh Sharma, Adv.

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

Item No. 9 : CC NO. 5461
Permission to file the special leave petition is
granted.

Delay condoned.

Issue notice.

...2/-

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Tag with Special Leave Petition(C) No. 33372 of
2013.

In the meantime, further proceedings in execution
shall remain stayed.

List on 14th July, 2014.

Item No. 55 : SLP(C)33372/2013 & SLP(C)34193/2013

Learned counsel for the State seeks four weeks' time for filing counter affidavit.

By the impugned order, the respondent-State has been given three months time to take a decision whether the entire or part of the property has to be acquired or not. We have granted stay of the impugned order on 1st November, 2013. We make it clear that the State would not be entitled to claim that because of the stay order dated 1st November, 2013, they require a further period to be added to the original three months period.

Let the decision be taken within one month from today.

We also notice the submission made by Mr. R.F. Nariman, learned senior counsel that the rent has not been paid by the State from January, 2012 so that appropriate orders can be passed on the next date.

List the matters on 14th July, 2014.

(Sukhbir Paul Kaur)
Court Master

(Indu Bala Kapur)
Court Master