

ITEM NO.20

COURT NO.7

SECTION XIV

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).9162/2009

(From the judgement and order dated 15.1.2009 in LPA 10/2009 of The HIGH
COURT OF DELHI AT NEW DELHI)

HUTMENTS LADHABHAI PATEL K. MANDAL & ORS.

Petitioner(s)

VERSUS

DY. COMMNR.(SOUTH WEST) KAPASHERA, ND

Respondent(s)

(With appln.(s) for directions and with prayer for interim relief and office report)

WITH

SLP(C) NO.9182/2009

(With appln.(s) for directions, prayer for interim relief and office report)

SLP(C) NO.9498/2009

(With prayer for interim relief and office report)

Date: 27/04/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.V. RAVEENDRAN

HON'BLE MR. JUSTICE J.M. PANCHAL

For Petitioner(s)

Mr. Mukul Rohatgi, Adv.

Mr. Arun Jaitley, Sr.Adv.

Mr. Dhruv Mehta, Adv.

Mr. Yashraj S. Deora, Adv.

Mr. Mohit Abraham, Adv.

Mr. T.S. Sabashish, Adv.

for M/s. K.L Mehta & Co., Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
ORDER

We do not find any ground to interfere with the order of the

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Division Bench confirming the order of the learned Single Judge.

However, at this stage learned counsel for the petitioners in SLP(C)Nos.9162 and 9182 of 2009 submitted that without prejudice to their contentions, that they are willing for a valuer being appointed for the purpose of determining the market value of the land which is the subject matter of their respective petitions and that they are willing to pay the difference in market value on the basis of valuation so arrived at and accepted by the Court. Reference was also made to the amended consolidated scheme from which it is evident even the intention of the D.C. Delhi was to consolidate his holding in three places into one

holding without lowering the value. In view of the above, issue notice restricted only to consider the question whether a valuer should be appointed and the petitioner should be permitted to pay the difference.

In so far as the SLP(C)No.9498/2009 is concerned it is merely tagged with the above two petitions and no notice is ordered for the present in that petition.

(Pawan Kumar)
Court Master

(M.S. Negi)
Court Master