

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).9938/2004

(From the judgement and order dated 05/04/2004 in DBCWP No. 4894/2003 of The HIGH COURT OF RAJASTHAN AT JODHPUR)

HODEL SINGH & ORS.

Petitioner(s)

VERSUS

STATE OF RAJASTHAN & ORS.

Respondent(s)

(With appln(s) for directions, permission to place addl. documents on record and prayer for interim

relief ))

Date: 14/08/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE D.K. JAIN

For Petitioner(s)

Mr.H.N. Salve, Sr. Adv.

Mr. Sunil Kumar Jain, Adv.

Mr. S. Borthara, Adv.

For Respondent(s)

Mr. Surya Kant, Adv.

Mr.N.M. Ghatate, Sr. Adv.

Mr. Manish Kumar, Adv.

Mr. Ansar Ahmad Chaudhary ,Adv

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

The appeal is disposed of in terms of the signed order.

(Meenu Sethi)  
ardwaj)

Court Master

(Pushap Lata Bh

Court Master

Signed order is placed on the file

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 3545 /2006

(Arising out of SLP(C) No. 9938/2004)

Hodel Singh & Ors. ... Appellants

VERSUS

State of Rajasthan & Ors. ... Respondent

s

O R D E R

Leave granted.

Having heard learned senior counsel appearing for the parties, we are of the opinion that the interest of justice would be subserved if the following directions are issued:

- 1.The Collector, District Sirohi, Rajasthan shall invite public offer (s) in respect of all the plots which were the subject matter of the Public Interest Litigation and settle the same to the highest bidder or any person who is eligible therefor, in accordance with law.
- 2.The possession of the plots in question shall be taken over from the persons who are in possession thereof, subject to the directions contained herein and the same shall be delivered in favour of the persons whose offer(s) is/are accepted.

-2-

3. The petitioners before us, it is made clear, would be entitled to

participate in such public offer. They shall continue to possess the land in their possession if ultimately settlement is made in their favour and if not they shall hand over possession of the land in question to the Collector within four weeks from the date of final decision taken by the said authority.

The appeal is disposed of on the above terms.

.....J.

( S.B.SINHA )

.....J.

(D.K.JAIN)

New Delhi,

August 14, 2006.