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SLP(C)No. 17069-17075 OF 2001

ITEM No.42

Court No. 5

SECTION XIIA  
A/N MATTER

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.17069-17075/2001

(From the judgement and order dated 02/08/2000 in AN 2410/98  
AN 2411,AN 2414/98 to AN 2418/98  
of The HIGH COURT OF A.P AT HYDERABAD)

LAND ACQUISITION OFFICER&REV.DIV.OFFICER

Petitioner (s)

VERSUS

HARISHANKAR & ORS.

Respondent (s)

(With prayer for interim relief)

Date : 11/03/2002 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SYED SHAH MOHAMMED QUADRI  
HON'BLE MR. JUSTICE S.N. VARIAVA

For Petitioner (s)

Mr. Guntur Prabhakar,Adv.

For Respondent (s)

Mrs.D. Bharathi Reddy,Adv.

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

.....L....I.....T.....T.....T.....T.....T.....J....J  
.SP2

Heard the learned counsel for the parties for about  
five minutes each.

Leave is granted.

The appeals are dismissed in terms of the signed  
order. No costs.

.SP1

[Naresh Kumar]  
Court Master

[Kanwal Singh]  
Court Master

[Signed order is placed on the file.]

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.UP 10 2; Fixed-pitch, smtst; -n -ml4 -PA4 -dFX-NORMAL -Fx -e -j; dumbp

L.....T.....T.....T.....T.....T.....T.....T.....T.....R  
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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 2040-2046 OF 2002@@  
CC  
[Arising out of SLP(C) 17069-17075/2001]

Land Acquisition Officer & Revenue ... Appellant  
Divisional officer

vs.

Harishankar & Ors. ... Respondents

O R D E R@@  
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.SP2

Heard the learned counsel for the parties.  
Leave is granted.

The learned counsel for the respondents has brought to our notice the order of this Court dismissing SLP(C) No.3440 of 2001 on March 12, 2001 and prayed for dismissal of these appeals. That S.L.P. was filed against the judgment of the High Court of Judicature of Andhra Pradesh at Hyderabad dismissing Appeal No.2423 of 1998 filed by the State and allowing Cross Objections filed by the claimant by enhancing compensation from Rs.105/- to Rs.125/-.

The present appeals relate to acquisition of land under the same notification dated 13.03.1989 issued under Section 4(1) of the Land Acquisition Act. The cases were disposed of by the same judgment of the Reference Court dated April 20, 1998 which was the subject matter of the common judgement of the High Court in Appeal Nos.2410, 2411, 2414 to 2418 of 1998 dated August 2, 2000. In the common judgment, under challenge, approving the reasons of the Reference Court, the High Court dismissed the appeals filed by the State and confirmed the enhanced compensation awarded by the Reference Court @ Rs.105/- sq.yard, as no cross-objections were filed by the claimants in those appeals. Consequently, the compensation awarded in these appeals is less than the compensation which was the subject matter of the aforementioned S.L.P. Having perused the common judgement, under challenge, and the judgment of the Reference Court, we find no merit in the appeals.

The appeals are accordingly dismissed. No costs.

.SP1

.....J.  
[ SYED SHAH MOHAMMED QUADRI ]

New Delhi, .....J.  
March 11, 2002.@@ [ S.N. VARIAVA ]

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