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C.A.No. 4685 OF 2001
.UP 10 2; Draft, smtst; -n -PA4 -dFX-NORMAL -y -e; dumbp
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ITEM NO.101 P.H. COURT NO. 4 SECTION XIV & XVIA

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

CIVIL APPEAL NO. 4685 OF 2001@@
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Harbans Lal Malhotra and Sons Ltd. ... Appellant (s)

Vs.

Union of India and Ors. ... Respondent (s)

(With prayer for interim relief)
With T.C.(C) No. 13/2001@@
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(With appln. for impleading party)

Date: 06-02-2002 This/These matter(s) was/were called
on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.N. KHARE
HON'BLE MR. JUSTICE ASHOK BHAN

For appellant (s) Mr. Shanti Bhushan, Sr.Adv.
Mr. Prashant Bhushan, Adv.
Mr. Sanjeev Kapoor, Adv.
Mr. Sanjay Pathak, Adv.

For respondent (s) Mr. Mukul Rohtagi, ASG
No. 4 Mr. VB Saharya, Adv.
for M/s. Saharya and Co.

No. 1 Mr. TLV Iyer, Sr.Adv.
Ms. Rekha Pandey, Adv.
Ms. Varuna Bhandari, Adv.
for Mr. DS Mahra, Adv.

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

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Mr. Mukul Rohtagi, learned ASG addressed the Court
from 10.35 to 11.25 a.m. Thereafter Mr.Shanti Bhushan,
learned senior counsel made his submission till 11.50
a.m.

The matters shall be placed before a Bench of three
Judges. Accordingly, the papers shall be placed before
Hon'ble the Chief Justice.

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(Alka Dudeja)

(S. Krishnan)

Court Master

Court Master

Signed order is placed on the file.

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IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4685 OF 2001@@
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Vs.

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One of us doubts the correctness of the decisions rendered by a Bench of two Judges in State of Punjab and@@
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Ors. Vs. Sharan Pal Singh and Ors. - 1996 (11) SCC 683@@
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and Mohanji and Anr. Vs. State of U.P. and Ors. - JT@@
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1995 (8) SC 599, wherein it is held that where the Land Acquisition Officer leaves the question for determination of compensation for superstructures for a later date than the award for the superstructures would be deemed to be nil as not laying the good law.

In that view of the matter, these matters are required to be decided by a Bench of three Judges.

Let the matters be placed before Hon'ble the Chief Justice for appropriate orders.

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.....J.
(V.N. KHARE)

NEW DELHI
FEBRUARY 06, 2002.

.....J.
(ASHOK BHAN)