

ITEM NO.52

COURT NO.13

SECTION IVA

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).19819/2013

(From the judgement and order dated 05/03/2013 in MFA No.32157/2012 of The HIGH COURT OF KARNATAKA AT GULBARGA)

PEERAPPA HANMANTHA HARIJAN(D) BY LRS.&OR

Petitioner(s)

VERSUS

STATE OF KARNATAKA & ANR.

Respondent(s)

(With appln(s) for permission to place addl. documents on record, impleadment, exemption from filing O.T., substitution for bringing on record LRs of deceased petitioner and prayer for interim relief and office report)

Date: 02/05/2014 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPAK MISRA
HON'BLE MR. JUSTICE V. GOPALA GOWDA

For Petitioner(s) Ms. Kiran Suri, Sr.Adv.
 Mr. S.V. Nisty, Adv.
 Mr. S.J. Amith, Adv.
 Dr. (Mrs.) Vipin Gupta, Adv.

For Respondent(s) Mr. A.M. Singhvi, Sr.Adv.
 Mrs. Vanita Bhargava, Adv.
 Mr. Ajay Bhargava, Adv.
 Ms. Priyambada Mishra, Adv.
 M/S. Khaitan & Co.

Mr. R.F. Nariman, Sr.Adv.
Mr. Nishanth Patil, Adv.
Mr. Abhijat P. Medh, Adv.

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

Heard Ms. Kiran Suri, learned senior counsel
for the petitioners, Mr. R.F. Nariman, learned senior
counsel for the State of Karnataka.

In the present special leave petition, assail

2

is to the judgment passed in MFA No. 32157/2012 (LAC) by the High Court of Karnataka whereby the High Court has affirmed the award passed by the Reference Court.

Be it noted that the Reference Court has determined Rs.1,37,000/- per acre as the market value.

It is submitted by Mr. R.F. Nariman, learned senior counsel that the State of Karnataka being dissatisfied with the determination by the Reference Court, has preferred MFA No. 30702/2013 and also an application for review of the order impugned herein.

In fitness of things, we think it appropriate that the High Court should decide the appeal and review filed by the State by end of September, 2014.

We only suggest that the learned Chief Justice may allot the appeal as well as the review to the same Bench so that anomaly can be avoided.

The matter be listed in the last week of October, 2014.

I.A. No. 4/2014

Mr. Nariman, learned senior counsel has no objection to the application. Accordingly, the application is allowed. Learned counsel for the petitioner is permitted to rectify the cause title within a week hence.

(NAVEEN KUMAR)
COURT MASTER

(SNEH LATA SHARMA)
COURT MASTER