

V
SLP(C)No. 183 OF 2000

ITEM No.201

Court No. 4

SECTION IX
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.183/2000
(From the judgement and order dated 13/07/1998 in WP 883/98
of The HIGH COURT OF BOMBAY)

GANPATI R.SHETTE & ORS.

Petitioner (s)

VERSUS

SPECIAL L.A.O., MAHARASHTRA & ANR.

Respondent (s)

(With prayer for interim relief)
(With Appln(s). for c/delay in filing SLP)
(For Final Disposal)
With

SLP(C)No.181/2000,SLP(C)No.184/2000

Date : 09/02/2001 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.B. PATTANAIAK
HON'BLE MR. JUSTICE U.C. BANERJEE

For Petitioner (s) Mrs. Punam Kumari,Adv.for
Mrs V.D. Khanna,Adv.

For Respondent (s) Mr. S.V. Deshpande,Adv.

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

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

Delay condoned.
Leave granted.
The appeals are disposed of.

.SP1

(Y.P.Dhamija) (Suneet Bala Sharma)@@
AA
COURT MASTER COURT MASTER

Signed order is placed on the file.

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.PL56

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.1170/2001@@
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(arising out of SLP(C) 183/2000)

Ganpati R.Shette & Ors. ...Appellants

Vs.

Special L.A.O.Maharashtra & Anr. ...Respondents

WITH C.A.Nos.1171-72/2001 @ SLP(C)Nos.181 & 184/2000@@
EE

O R D E R@@
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.....L.....I.....T.....T.....T.....T.....T.....J.
.SP2

Delay condoned.
Leave granted.

Heard the learned counsel for the appellants and Mr. Deshpande appearing for the Special Land Acquisition Officer, State of Maharashtra. A batch of similar cases came up before this Court in Civil Appeal No. 11809/1995 and batch, which were disposed of after condoning the delay and remitting to the Commissioner for re-consideration in view of certain circulars of the State Government excluding a particular category of land from acquisition. Since the present case is squarely covered by the aforesaid direction of this Court, we condone the delay and dispose of in terms of the directions contained in the aforesaid Civil Appeal. Needless to mention that in the event the appellants succeed in getting exclusion of any part of the land acquired, then the compensation amount determined already would be pro-rata reduced. The appellants are directed to produce the relevant

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documents within 4 weeks from today. We were not inclined to remit this matter but Mr. Deshpande says that the earlier batch of cases are still pending enquiry and therefore we follow it.

The appeals are disposed of.

.SP1
.....J.
(G.B. PATTANAIAK)

New Delhi,
February 09, 2001
.....J.
(U.C. BANERJEE)