

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)...../2012

(CC 22542/2012)

(From the judgement and order dated 07/03/2012 in LAA No.64/2012 of The HIGH COURT OF DELHI AT N. DELHI)

RITESH MEHRA

Petitioner(s)

VERSUS

UNION OF INDIA & ANR.

Respondent(s)

With I.A.1 (C/delay in filing SLP and office report)

With

SLP(C)No....CC 23384/2012

(With appln.(s) for c/delay in filing SLP and office report)

SLP(C)No....CC 23397/2012

(With appln.(s) for c/delay in filing SLP and office report)

SLP(C)No....CC 23501/2012

(With appln.(s) for c/delay in filing SLP and office report)

SLP(C)No....CC 23520/2012

(With appln.(s) for c/delay in filing SLP and office report)

Date: 07/01/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

For Petitioner(s) Mr. Sudhir Naagar, Adv.

Mr.N.M.Popli, Adv.

Ms.Tajinder Kaur, Adv.

Ms.Anidita Popli, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

SLP(C)No....CC 22542/2012

Delay condoned.

Leave granted.

Tag with C.A.No.674 of 2012.

SLP(C)No....CC 23384/2012, SLP(C)No....CC 23397/2012, SLP(C)No....CC 23501/2012 and SLP(C)No....CC 23520/2012

These petitions are directed against judgments dated 21.09.2011, 05.10.2011, 24.10.2011 and 28.11.2011 of the Additional District Judge-01, Rohini Court, Delhi whereby he disposed of the references made by the Collector under Section 18 of the Land Acquisition Act, 1894 (for short, 'the Act') and determined the amount of compensation payable to the petitioners. The petitioners have also filed applications for condonation of 339 days' delay in filing SLP(C)No....CC 23384/2012, 271 days' delay in filing SLP(C)No....CC 23397/2012, 306 days' delay in filing SLP(C)No....CC 23501/2012 and 324 days' delay in filing SLP(C)No....CC 23520/2012.

Learned counsel for the petitioners relied upon order dated

13.07.2012 passed in SLP(C)No...../2012 (CC No.11376/12) by which leave was granted in a similar matter but keeping in view the fact that a statutory remedy of appeal is available to the petitioners under Section 54 of the Act and this fact appears to have escaped notice of the Court while granting leave in SLP(C)No...../2012 (CC No.11376/12), we do not consider it proper to follow that course.

The special leave petitions are accordingly dismissed with liberty to the petitioners to avail remedy by filing appeal under Section 54 of the Act.

As a sequel to dismissal of the special leave petitions, the applications for condonation of delay are also dismissed.

It is also made clear that if the petitioners file appeals under Section 54 of the Act along with applications for condonation of delay, the High Court shall decide the prayer for condonation of delay on its own merits.

(Satish K.Yadav)
Court Master

(Phoolan Wati Arora)
Court Master