

V
C.A.No. 933 OF 1999
ITEM No.104

Court No.9

SECTION-XIV

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CIVIL APPEAL NO.933 OF 1999@@
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Bhika Ram (Dead) By LRs & Anr. Appellant (s)

VERSUS

Union of India Respondent (s)

(with office report)

Date : 01-10-2002 This/These matter(s) was/were called
on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DORAISWAMY RAJU
HON'BLE MR. JUSTICE SHIVARAJ V. PATIL

For Appellant (s) Mr. Dhruv Mehta,Adv.
Mr. S.K. Mehta,Adv.

For Respondent (s) RR - Ex-parte

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

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

.SP2 The appeal is allowed in terms of the signed order.

.SP1

(Neena Verma)
Court Master

(K.K. Chadha)
Court Master

Signed order is placed on the file

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.UP 10 2; Draft, smtst; -n -PA4 -dFX-NORMAL -y -e; dumbp
L.....T.....T.....T.....T.....T.....T.....T.....T.....T....R
.PL70

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.933 OF 1999@@
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Bhika Ram (Dead) by L.Rs. & Anr. Appellants

Versus

Union of India

.... Respondent

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

Learned counsel for the appellant represents that the above appeal has been filed on the question of entitlement for interest on solatium, which appears to have been denied in the light of the then conflicting views prevailing. There is no appearance for the respondent, though served with notice.

A Constitution Bench of this Court in the decision reported in 2001 (7) SCC 211 Sunder Vs. Union of India has@@
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now answered the issue by holding that solatium too forms part of the compensation and, therefore, interest is payable on solatium also. In the light of the above, the appeal shall stand allowed in respect of the claim for interest and the appellant is entitled to payment of interest on solatium also, in terms of the above judgment.

.SP1

.....J.
(DORAISWAMY RAJU)

New Delhi,
October 01, 2002.

.....J.
(SHIVARAJ V. PATIL)