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SLP(C)No. 1902 OF 2001

ITEM No.24

Court No. 5

SECTION XIV
A/N MATTER

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.1902/2001

(From the judgement and order dated 23/12/1999 in RFA 107/95
of The HIGH COURT OF DELHI AT N. DELHI)

DEEP CHAND (D) BY LRS. & ANR.

Petitioner (s)

VERSUS

UNION OF INDIA

Respondent (s)

(With prayer for interim relief)
(With Office Report)

Date : 05/04/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S. RAJENDRA BABU
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s)

Mr. K.S. Rana, Adv.

For Respondent (s)

Ms. Halida Khatun, Adv.
Mr. D.S. Mahra, Adv.

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

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

Leave granted.

The appeal is disposed of in terms of the signed
order. There shall be no order as to costs.

.SP1

Charanjit

[Om Prakash]
Court Master

[Signed order is placed on the file]

L.....T.....T.....T.....T.....T.....T.....T.....T.....T.....R

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. OF 2002@@

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(Arising out of SLP(C) 1902/2001)

Deep Chand (D) By Lrs. & Anr. ...Appellants

Versus

Union of India ...Respondent

O R D E R

.SP2L.....I.....J

Leave granted.

This matter is covered by the decision of a Constitution Bench of this Court in the case of Sunder Vs. Union of India - 2001 (6) SCALE 405, wherein it has been held that the claimant is entitled to interest on any other sum payable under sub-sections (1) (A) and (2) of Section 23 of the Land Acquisition Act, 1894.

Following the abovesaid decision, the judgment under challenge is modified to that extent only. The appeal is, accordingly, disposed of in the aforesaid terms. There shall be no order as to costs.

.SP1J [S. RAJENDRA BABU]

New Delhi, April 5, 2002J [B.N. AGRAWAL]

.SP1J [S. RAJENDRA BABU]

New Delhi, [.....J]