

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.5757 OF 2011

S.A. ISMAIL .. APPELLANT(S)

VERSUS

LAND ACQUISITION-CUM-SUB COLLECTOR .. RESPONDENT(S)

O R D E R

1. This appeal is directed against the judgment and order passed by the High Court of Judicature, Andhra Pradesh at Hyderabad A.S No.2063 of 2000, dated 17.08.2010.

2. Brief facts: State Government issued a notification under Section 4 of the Land Acquisition Act, 1894 (for short, "the Act") dated 17.06.1989 to acquire certain lands for the purpose of construction of agricultural market yard. The land of the claimant measuring Ac.2.01 cents was situated in Patrapalle village, V. Kota Mandal.

3. The Land Acquisition Collector (for short, "the LAC") determined the compensation payable for the acquired lands at Rs.16,500/- per acre by award

dated 08.09.1989.

4. The appellant/claimant, not being satisfied with the compensation awarded by the LAC, approached the LAC and sought for a reference under Section 18 of the Act to the Reference Court for enhancement in the amount of compensation.

5. The Reference Court, dismissed the petition filed by the appellant-herein by order dated 23.08.1997.

6. Aggrieved by the aforesaid order, the appellant-herein carried the matter in an appeal to the High Court. The High Court enhanced the compensation to Rs.23,000/- per acre, by order dated 17.08.2010.

7. Aggrieved by the order so passed by the High Court, the appellant is before us in this appeal.

8. We have heard learned counsel for the parties to the *lis*.

9. After going through the judgment and order passed by the High Court as well as the Trial Court

and the material available on record and in view of the facts and circumstances of the case, we find no infirmity in the judgment and order passed by the High Court. We are of the considered opinion that the appeal, being devoid of any merit, deserves to be dismissed and is dismissed accordingly.

Ordered accordingly.

.....CJI.
[H.L. DATTU]

.....J.
[S.A. BOBDE]

.....J.
[ARUN MISHRA]

NEW DELHI,
NOVEMBER 19, 2015.

ITEM NO.9

COURT NO.1

SECTION XIIA

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

Civil Appeal No(s). 5757/2011

S.A.ISMAIL

Appellant(s)

VERSUS

LAQ OFFICER CUM SUB COLLECTOR

Respondent(s)

(With office report)

Date : 19/11/2015 This appeal was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE S.A. BOBDE
HON'BLE MR. JUSTICE ARUN MISHRA

For Appellant(s) Mr. A.T.M. Rangaramanujam, Sr. Adv.
Mr. Hitesh Kumar Sharma, Adv.
Mr. Vijay Lakshmi, Adv.
Ms. Anu Gupta, Adv.

For Respondent(s) Mr. Guntur Prabhakar, Adv.
Ms. Prerna Singh, Adv.

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

The appeal is dismissed in terms of the
signed order.

[Charanjeet Kaur]
A.R.-cum-P.S.

[Vinod Kulvi]
Asstt. Registrar

[Signed order is placed on the file]