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C.A.No. 6564 OF 2001
.UP 10 2; Draft, smtst; -n -PA4 -dFX-NORMAL -y -e; dumbp
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TEM NO.104 COURT No.5 SECTION XIV,XI

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.6564/2001@@
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Bhola Nath Sharma (Dead) by L.Rs. & Anr. Appellant (s)

VERSUS

U.O.I. & Anr. Respondent (s)

With C.A.Nos. 6565/2001@@
CCCCCCCCCCCCCCCCCCCC
(With appln. for impleading party)
C.A.Nos. 6590-6592, 6570,6568/2001@@
CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC
(With office report)
C.A.Nos.6566-6567,6569/2001@@
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C.A.Nos.6571-6572/2001@@
CCCCCCCCCCCCCCCCCCCCCCCCCCCC
(With appln. for c/delay in filing SLP)
C.A.No.6573/2001@@
CCCCCCCCCCCCCCCCCCCC
(With appln. for c/delay in refiling SLP & c/delay in filing
SLP and office report)

Date : 04/10/2001 This appeal/appeals was/were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.N. KHARE
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Appellant (s)
in CA 6564-6465 Mr. Dhruv Mehta, Adv.
Ms. Anu Mehta, Adv.
for Mr. S.K. Mehta, Adv.

In C.A. 6590-6592 Mr. E.C. Agrawala, Adv.

In C.A. 6566-6569 &
6572/2001 Mr. K.S. Rana, Adv.

In C.A. 6571/2001 Mr. KC Jain, Adv.
Mr. K.S. Rana, Adv.

For UOI Mr. PP Malhotra, Sr. Adv.
Mr. KC Kaushik, Adv.
Ms. Rekha Pandey, Adv.
Mr. CVS Rao, Adv.
Mr. SWA Qadri, Adv.
Mr. Ajay Sharma, Adv.
Ms. Kiran Bhardwaj, Adv.

Mr. BV Balram Das, Adv.
Mr. D.S. Mahra, Adv.

For Respondent (s)
in CA 6565/2001

Mr. Mukul Rohtagi, ASG
Ms. Indu Malhotra, Adv.

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in CA 6590-6592

Mr. PN Gupta, Adv.

In CA 6590-6592

Mr. S Markandeya, Sr. Adv.
Ms. C. Markandeya, Adv.
Ms. Feroze Bano, Adv.

In CA 6590

Mr. K.C. Jain, Adv.

In CA 6573

Mr. NC Kochhar, Sr. Adv.
Mr. Dharam Bir Raj Vohra, Adv.
Ms. Neetu Sharma, Adv.

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

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C.A. Nos. 6564-65/2001:@@
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At the request of learned Additional
Solicitor General, the cases are adjourned for 10
days.

C.A. Nos. 6590-92/2001:@@
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As jointly prayed, tag with C.A.
No.839/95.

C.A. Nos. 6570, 6566-69 & 6572/2001:~@@
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Adjourned for 10 days.

C.A. No. 6571/2001:@@
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The appeal is allowed. There shall be no
order as to costs.

C.A. No. 6573/2001:@@
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Mr. Kochhar, learned senior counsel,
states that still there are five more legal heirs
of the deceased respondent, who are not
substituted. Learned counsel undertakes to
furnish the names of such heirs in the course of
the day. The Union of India may move an
application for substitution of those legal heirs
within a week.

Adjourned for 10 days.

(Alka Dudeja)
Court Master

(S.Krishnan)
Court Master

Signed order is placed on the file.

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 6571 OF 2001@@
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Mange Ram ... Appellant

Vs.

Union of India ... Respondent

O R D E R@@
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The short question that arises in this case is whether the appellant herein, whose land is acquired, is entitled to interest on a sum payable under sub-section 1(a) of Section 23 of the Land Acquisition Act, 1894. The Constitution Bench of this Court in the case of Sunder Vs. Union of India - 2001 (6) SCLALE 405 has held that the claimant is entitled to interest under sub-section 1(a) of Section 23 of the Land Acquisition Act.

Following the abovesaid decision, the judgment under challenge is set aside to that extent and the appeal is allowed. There shall be no order as to costs.

.....L.....I.....T.....T..T....T.....T.....T.....J
.SP1

.....J.
(V.N. KHARE)

.....J.
(B.N. AGRAWAL)

NEW DELHI
OCTOBER 4, 2001.