

ITEM NO.104

COURT NO.11

SECTION XIA

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. 2197/2009

SECRETARY, GREATER COCHIN DEVELOPMENT
AUTHORITY, KOCHI

Appellant(s)

VERSUS

K.K.PEETHAMBARAN & ORS
(WITH INTERIM RELIEF AND OFFICE REPORT)

Respondent(s)

WITH

C.A. NO. 2198/2009
(WITH INTERIM RELIEF AND OFFICE REPORT)

C.A. NO. 2199/2009
(WITH INTERIM RELIEF AND OFFICE REPORT)

C.A. NO. 2200/2009
(WITH INTERIM RELIEF AND OFFICE REPORT)

C.A. NO. 2201/2009
(WITH INTERIM RELIEF AND OFFICE REPORT)

Date : 28/08/2014 These appeals were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE R.K. AGRAWAL

For Parties (s) Mr. C.S. Rajan, Sr. Adv.
Mr. Sudarsh Menon, Adv.

Mr. Romy Chacko, Adv.

Mr. R. Sathish, Adv.

Ms. Liz Mathew, Adv.

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

The appeals are disposed of in terms of the signed
order.

[VINOD LAKHINA]
COURT MASTER

[ASHA SONI]
COURT MASTER

[SIGNED ORDER IS PLACED ON THE FILE]

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO. 2197 OF 2009

SECRETARY, GREATER COCHIN DEVELOPMENT
AUTHORITY, KOCHI . . . APPELLANT

VERSUS

K.K. PEETHAMBARAN & ORS. . . RESPONDENTS

WITH

C.A. NO. 2198/2009
(SECRETARY, GCDA, KOCHI
VS.
K. JOHN & ORS.)

C.A. NO. 2199/2009
(SECRETARY, GCDA, KOCHI
VS.
K.K. ABDUL SALAM & ORS.)

C.A. NO. 2200/2009
(SECRETARY, GCDA, KOCHI
VS.
THRESIAMMA THOMAS & ORS.)

C.A. NO. 2201/2009
(SECRETARY, GCDA, KOCHI
VS.
S. RAMACHANDRAN & ANR.)

ORDER

The only issue in this group of appeals is with regard to the liability of the respondents to pay interest. It is stated that out of the 45 respondents before us, 41 respondents have already paid the amount due on

interest and 4 respondents, namely, P.P. Rajan, S. Dandapani, S.P. Ramachandran and KCS Menon are yet to pay. Having regard to the smallness of the amount involved, we decline to exercise our jurisdiction under Article 136 of the Constitution of India in the present cases. However, we make it clear that the 41 respondents who have voluntarily paid the amount will not be entitled to any refund of the same.

The appeals are disposed of in the above terms.

.....,J.
(RANJAN GOGOI)

.....,J.
(R.K. AGRAWAL)

NEW DELHI
AUGUST 28, 2014