

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). 10737/2013

THAKUR RANGJI MAHARAJ VIRAJMAN MANDIR, VRINDAVAN Appellant(s)

VERSUS

UNION OF INDIA THR. ITS SECRETARY & ORS. Respondent(s)

([PART-HEARD BY : HON'BLE ABHAY S. OKA AND HON'BLE PANKAJ MITHAL,
JJ.])

Date : 10-01-2024 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE PANKAJ MITHAL

For Appellant(s)

Mrs. V Mohana, Sr. Adv.
Ms. Jayasree Narasimhan, AOR
Dr. Sarvam Ritam Khare, Adv.
Ms. Bhavya Pande, Adv.

For Respondent(s)

Mr. Abhijeet Singh, Adv.
Ms. Chitragda Rastravara, Adv.
Ms. Sweksha, Adv.
Mr. Shantanu Sharma, Adv.
Mr. Adit Khorana, Adv.
Mr. Nar Hari Singh, Adv.
Mr. Amrish Kumar, AORUPON hearing the counsel the Court made the following
O R D E R

It cannot be disputed that the appellant, as found by the Courts below, is the exclusive owner of the suit property. It cannot also be disputed that the suit property is taken over for beautification of Taj Mahal. Therefore, now the only question to be decided is in what manner compensation will be paid to the appellant. The

first option is to start acquisition proceedings under the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (for short "2013 Act"). The second option will be to finalize the compensation by mutual negotiations.

We, therefore permit the appellant to file an affidavit on record setting out the claim made by the appellant for grant of compensation on the basis of available material about the prevailing rates in the area. The affidavit to be filed within two weeks.

Within six weeks from the date of receipt of the copy of the affidavit, the respondent will take appropriate decision on acceptance of the offer or will give counter offer.

We make it clear that if by the next date, we find that the parties are not able to come to terms regarding the compensation payable, will have to pass an order directing acquisition under 2013 Act.

List on 6th March, 2024 as part-heard at 3.30 p.m.

(ANITA MALHOTRA)
AR-CUM-PS

(AVGV RAMU)
COURT MASTER