

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 (C) No(s). 20300/2012

(Arising out of impugned final judgment and order dated 04-04-2012  
in WP No. 8515/2010 passed by the High Court Of Bombay)

PRAVIN KASHINATH BHAGAT &amp; ORS.

Petitioner(s)

VERSUS

THE COLLECTOR, DISTRICT RAIGAD &amp; ORS.

Respondent(s)

WITH

C.A. No. 2966-2967/2016 (XVII)

Date : 13-07-2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MADAN B. LOKUR

HON'BLE MR. JUSTICE DEEPAK GUPTA

For Petitioner(s)

Mr. Colin Gonsalves, Sr. Adv.

Ms. Gayatri Singh, Sr. Adv.

Ms. Tanya Agarwal, Adv.

Mr. Jyoti Mendiratta, AOR

Ms. Madhusmita Bora, AOR

Mr. B.D. Vivek, Adv.

Mr. Pawan Kishore Singh, Adv.

For Respondent(s)

Dr. A.M. Singhvi, Sr. Adv.

Mr. Gopal Jain, Sr. Adv.

Ms. Nandini Gore, Adv.

Mr. Abhishek Roy, Adv.

Ms. Trishala Kulkarni, Adv.

Mr. Abhinay Sharma, Adv.

Mrs. Manik Karanjawala, Adv.

For M/s. Karanjawala &amp; Co.

Mr. Mukesh Verma, Adv.

Mr. Pawan Kr. Shukla, Adv.

Mr. Bikash Kumar Sinha, Adv.

Mr. Yash Pal Dhingra, AOR

Mr. Gopal Jain, Sr. Adv.

Ms. Ranjana Roy, Adv.

Ms. Vasudha Sen, Adv.

Ms. Divya Roy, AOR

Mr. Shyam Divan, Sr. Adv.

Mr. Guru Prasad, Adv.  
Ms. Ramni Taneja, Adv.  
Mr. Anil Shrivastav, AOR

Mr. Nishant Katneshwarkar, Adv.  
Mr. Arpit Rai, Adv.

UPON hearing the counsel the Court made the following

O R D E R

Special Leave Petition (C) No. 20300/2012

This petition concerns the acquisition of land in Villages Dherand and Shahapur (Mohte Shahapur and Dhakte Shahapur) in Raigad District (Maharashtra). The area of the land in question is 387.75 hectares.

According to learned counsel for the petitioners, they claim to represent 650 land holders in respect of whom vakalatnamas were filed in the High Court. These 650 land holders have not been identified in the present special leave petition.

According to learned counsel for the respondents, possession of the entire land has been taken over and handed to Maharashtra Industrial Development Corporation (MIDC) some time in 2014. This is, however, disputed by learned counsel for the petitioners.

It is further stated by learned counsel for the respondents that payments have been made to almost 67% of the land owners. This is again disputed by learned counsel for the petitioners who says that he represents 70% of the land holders meaning thereby according to him 67% of the land owners have not received compensation from the respondents.

In our opinion, it will be appropriate to resolve the controversy in this case. Accordingly, Hon'ble the Chief Justice

of the Bombay High Court is requested to appoint a senior judicial officer to give us a report on the following facts:

(i) number of land owners of 387.75 hectares in question and the area owned by each one of them;

(ii) which of the land owners have received compensation;

(iii) which of the land owners who have not received compensation are interested in pursuing this special leave petition; and

(iv) there are five petitioners before us i.e. Pravin Kashinath Bhagat, Atmaram Goma Patil, Vinayak Haribhau Patil, Shankar Vasant Patil and Kashinath Pundalik Patil. The extent of the land owned by each one of these petitioners should be identified and whether they have received any compensation.

The report should be submitted by the senior judicial officer nominated by Hon'ble the Chief Justice of the Bombay High Court within six weeks.

After the senior judicial officer is nominated, the petitioners and the respondents may appear before him and hand over the necessary documents.

List the matter after 8 weeks.

C.A. No. 2966-2967/2016

List the matters along with Special Leave Petition (C) No. 20300/2012.

(MEENAKSHI KOHLI)  
COURT MASTER

(SHARDA KAPOOR)  
ASSISTANT REGISTRAR