

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).26702-26728/2004

(From the judgement and order dated 11/11/2002 in
No.604/2001, WP No.605/2001,WP No.606/2001,WP No.607/2001, WP
No.608/2001, WP No.609/2001,WP No.610/2001,WP No.611/2001,
No.612/2001, WP No.613/2001,WP No.614/2001,WP No.789/2001, WP
No.790/2001, WP No.791/2001,WP No.792/2001,WP No.793/2001,
No.794/2001, WP No.795/2001,WP No.796/2001,WP No.797/2001,
No.800/2001, WP No.919/2001,WP No.920/2001,WP No.921/2001,
No.922/2001, WP No.923/2001,WP No.924/2001 of The HIGH COURT
M.P AT INDORE) WP
WP
WP
WP
WP
WP
WP
OF

UNION OF INDIA Petitioner(s)

VERSUS

YAKUB & ORS. Respondent(s)

(With appln(s) for c/delay in filing SLP, c/delay in filing
substitution of LRs of the deceased respondent, substitution of
deceased respondent and prayer for interim relief and office
report)

Date: 12/12/2011 These Petitions were called on for hearing
today.

CORAM :
HON'BLE DR. JUSTICE B.S. CHAUHAN
HON'BLE MR. JUSTICE T.S. THAKUR

For Petitioner(s) Mr. P.P. Malhotra,ASG
Mr. J.S. Attri,Sr.Adv.
Ms. Kiran Bhardwaj,Adv.
Mr. B.V. Balram Das,Adv.
Mr. Vikas Bansal,Adv.
Mrs. Anil Katiyar,Adv.

For Respondent(s) Mr. Niraj Sharma,Adv.

UPON hearing counsel the Court made the following

O R D E R

Delay condoned in filing the SLPs

Leave granted. The appeals are allowed
in terms of the signed order.

(O.P. Sharma) (M.S. Negi)
Court Master Court Master
(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.10880-10906 OF 2011
(Arising out of SLP(C)Nos.26702-26728/2004)

UNION OF INDIA

..Appellant

VERSUS

O R D E R

Leave granted.

2. The controversy involved in these appeals lies in a very narrow compass. The main dispute is regarding entitlement of the respondent under Section 28A of the Land Acquisition Act, 1894 ('Act' for short). The grievance of the appellant-Union of India is that the judgment relied upon for determining the application under Section 28A of the Act of the respondent has been set aside by this Court in Union of India & Anr. vs. Ranchod & Ors. reported in 2007(14) SCC 326 and the matter has been remitted to the High Court to decide afresh, and the same has not yet been decided and is still pending consideration before the High Court.

3. In view of the above, the only option left to this Court is to set aside the impugned judgment before us and
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 remand the case back to the High Court to be decided after the decision of the earlier case I.e. Ranchod & Ors. (supra) in accordance with law. In that view of the matter, these appeals are allowed, set aside the impugned order of the High court and the matter is remanded back to the High Court for consideration afresh after disposal of the aforesaid case.

.....J.
 [DR. B.S. CHAUHAN]

.....J.
 [T.S. THAKUR]