

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).24578-24579/2004

(From the judgement and order dated 23/03/2001 in AS No. 519/1999 & AS No. 520/1999 of The HIGH COURT OF MADRAS)

THE DEFENCE ESTATE OFFICER

Petitioner(s)

VERSUS

FAIZUNNISA & ORS.

Respondent(s)

WITH

S.L.P.(C) NO. 24525-24572 of 2004

S.L.P.(C) NO. 2834-2894 of 2005

S.L.P.(C) NO. 4012-4069 of 2005

S.L.P.(C) NO. 7976-8217 of 2005

(With appln(s) for c/delay in filing/refiling SLP,prayer for interim relief & office report)

Date: 22/07/2005 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.P. SINGH

HON'BLE MR. JUSTICE S.H. KAPADIA

For Petitioner(s)

Mr.NN Goswami,Sr.Adv.

Mr.Amarjit Singh,ASG

M/s Raghunath Kapoor,Anita Sawhney,KC Bhatt,

Shailendra Sharma, Anil Katiyar, Adv.

For Respondent(s)

Mr.K. Ramamoorthy, Sr. Adv.

M/s N. Shoba, Sriram J. Thalapathy, Arulmuruganandham NK,  
A. Rajendran, Adv.

Mr. Subramonium Prasad, Adv.

UPON hearing counsel the Court made the following

O R D E R

We have heard counsel for the parties.

er in SLP

Mr. NN Goswami, senior counsel appearing on behalf of the petition

concerned, the

(C) 24578-24579/2004 submits that so far as the aforesaid S.L.Ps. are

ing the

petitioner has paid the compensation and it is not interested in question

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quantum of compensation awarded, having regard to the proximity of th  
e lands in

question with the lands of which sale instances have been produced as evidence. His

grievance, however, is that in respect of large number of plots loc  
ated in different

areas away from the lands in question, compensation at the same rat  
e is being

awarded on the basis of the same sale instances, regardless of the  
proximity of the

lands in question with the lands in respect of which sale deeds have been produced as

evidence. The result is that the petitioner will have to pay a ve  
ry heavy amount of

compensation which may be unjustified and unreasonable. Having regard to the facts and circumstances of the case we would like to hear the parties at length before we pass an order. Put up on 8th September, 2005. Parties have been informed that the matter may be disposed of finally.

[Naresh Kumar]  
n]  
Court Master

[Vijay Dhawa  
Court Master