

®
SLP(C)No. 3365 OF 2002

ITEM No.30

Court No.12

SECTION XV
A/N MATTER

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.3365/2002
(From the judgement and order dated 06/07/2001 in DBCSA 128/00
of The HIGH COURT OF RAJASTHAN AT JAIPUR)

RAJASTHAN STATE ROAD TRANSPORT CORP.

Petitioner (s)

VERSUS

SHOBHA DEVI VERMA & ORS.

Respondent (s)

(With prayer for interim relief)

Date : 03/03/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.G. BALAKRISHNAN
HON'BLE MR. JUSTICE P. VENKATARAMA REDDI

For Petitioner (s) Mr. ManishSinghvi,Adv.
Mr. Ashok K. Mahajan,Adv.

For Respondent (s) Mr. Rajiv Talwar,Adv.

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

.....L.....I.....T.....T.....T.....T.....T.....T.....T.....J
.SP2

Leave granted.

The appeal is disposed of in terms of the signed order

.SP1

(Saroj Bala)
PA to Addl. Registrar

(Veera Verma)
Court Master

(The signed order is placed on the file)

.PL55
.....T.....T.....T.....T.....T.....T.....T.....T.....T.....T.....J.
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.2048 OF 2003 @@
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(Arising out of SLP(C)3365/2002)

Rajasthan State Road Transport Corp. Appellant (s)

versus

Shobha Devi Verma & Ors. Respondent (s)

O R D E R@@
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.....L.....I.....T.....T.....T.....T.....T.....T.....J.
.SP2

Leave granted.

Learned counsel for the appellant urged that the interest payable on the compensation is on the higher side and it may appropriately be reduced from 12% to 9%. Learned counsel for the appellant points out that in the impugned judgment, for the total compensation of Rs.3,58,899/- interest @ 12% is granted from the date of institution of the claim viz. 6.5.1987. The counsel for the appellant placed reliance on the judgment of this Court in United India Insurance Co. Ltd. and Others vs. Patricia Jean Mahajan and Others. 2002(6)SCC 281 in regard to the proper interest to be paid to the claimant. Having regard to the facts of the case, we reduce the rate of interest from 12% to 9% per

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annum on the total compensation amount of Rs. 3,58,899/- from 6.5.87 till the date of payment. The appellant shall pay the amount within a period of three months from today.

The appeal is disposed of.

.SP1
.....J
(K.G.Balakrishnan)

New Delhi,
March 3, 2003
.....J
(P.Venkatarama Reddi)