

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.7018 OF 2011

Satluj Jal Vidyut Nigam Ltd. (Formerly  
Nathpa Jhakri Power Corporation Ltd.) & Anr. ...Appellants

Vs.

Taul Dassi & Anr. ...Respondents

O R D E R

We have heard learned counsel for the appellants and perused the relevant material on record.

The respondents' predecessor's land was acquired for certain purposes of the appellants in the year 1986, award was passed in the year 1989 and the compensation was disbursed in the year 1989. On 27<sup>th</sup> November, 1991, the Board of Directors of Nathpa Jhakri Power Corporation Ltd. 'NJPC' (Now known as Satluj Jal Vidyut Nigam Ltd.) approved the plan for re-settlement and re-rehabilitation of persons being displaced due to construction of certain project of NJPC. Under the said scheme, certain benefits were given to the land losers including the benefit of employment to one of the family members of land losers. The respondents wanted to take advantage of the said scheme in the year 1996. Hence applied for employment to one of the sons of the land losers. Such prayer was rejected by the concerned authority on the ground that the respondents had already

taken the compensation in the year 1989 and that they had more than five bighas of land. Under the scheme, the person having more than five bighas of land would not be entitled for employment as per re-habilitation scheme. Learned Single Judge confirmed the order passed by the authority. However the Division Bench taking the lenient view of the matter directed the appellant to consider the prayer of the respondents for employment to any one of the family members of the respondents.

On facts, it is clear that the respondents have more than five bighas of land. Moreover, the respondents family had already received compensation in the year 1989 i.e. much prior to the coming into force of the rehabilitation scheme.

Hence having regard to the material on record, in our considered view, the respondents are not entitled to the benefit of the rehabilitation scheme. The appeal is accordingly allowed and the impugned order is set aside.

.....J.  
[MOHAN M.SHANTANAGOUDAR]

.....J.  
[KRISHNA MURARI]

New Delhi;  
November 21, 2019.

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). 7018/2011

SATLUJ JAL VIDYUT NIGAM LTD. (FORMERLY NATHPA  
JHAKRI POWER CORPORATION LTD.) & ANR.

Appellant(s)

VERSUS

TAUL DASSI & ANR.

Respondent(s)

Date : 21-11-2019 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR  
HON'BLE MR. JUSTICE KRISHNA MURARI

For Appellant(s) Mr. B. K. Satija, AOR

For Respondent(s)

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

Heard learned counsel for the appellants.

The appeal is allowed in terms of the signed order.

Pending application, if any, shall also stand  
disposed of.

(ANITA MALHOTRA)  
COURT MASTER

(R.S.NARAYANAN)  
COURT MASTER

(Signed order is placed on the file.)