

ITEM NO.101

COURT NO.2

SECTION IX

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). 2257-2258/2009

MUHAMMAD MASUD MUHAMD. MOHSIN BHAIJI&ORS

Appellant(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With Appl.(s) for permission to file volume-II and permission to file additional documents and permission to file additional documents and with office report)

WITH

C.A. No. 2362-2363/2008
(With Interim Relief)

C.A. No. 4535/2008
(With Office Report)

C.A. No. 4624/2008
(With Office Report)

C.A. No. 4625/2008
(With Office Report)

C.A. No. 4945-4946/2008
(With Interim Relief and Office Report)

SLP(C) No. 5988/2008
(With Office Report)

SLP(C) No. 6339-6340/2008
(With Interim Relief and Office Report)

SLP(C) No. 8036/2008
(With Interim Relief and Office Report)

SLP(C) No. 8641-8642/2008
(With Interim Relief and Office Report)

SLP(C) No. 9018-9019/2008
(With Interim Relief and Office Report)

SLP(C) No. 9159-9160/2008
(With Interim Relief and Office Report)

SLP(C) No. 9778-9779/2008

(With Office Report)

SLP(C) No. 12359/2008

(With Interim Relief and Office Report)

SLP(C) No. 13038/2008

(With Interim Relief and Office Report)

SLP(C) No. 13714-13715/2008

(With Interim Relief and Office Report)

I.A.Nos.3-4, 5-6, 7-8 and I.A.Nos...in SLP(C) No. 21881-21882/2008
(With Appln.(s) for Restoration of SLP and Condonation of delay in
filing Appls. for restoration and deletion of the names of
respondents and substitution to bring on record the Lrs. Of
deceased petitioner and condonatonn of delay in filing the
appls. In SLP(C) Nos.21881-21882 of 2008 and with Office Report)

SLP(C) No. 22639-22640/2008

(With Interim Relief and Office Report)

C.A. No. 2259-2260/2009

(With Interim Relief)

C.A. No. 2261-2262/2009

(With Interim Relief and Office Report)

C.A. No. 2263/2009

(With Interim Relief and Office Report)

C.A. No. 2264-2265/2009

(With Interim Relief and Office Report)

C.A. No. 2266/2009

(With Office Report)

C.A. No. 2267/2009

(With Interim Relief and Office Report)

C.A. No. 2268/2009

(With Interim Relief and Office Report)

C.A. No. 2269/2009

(With Interim Relief and Office Report)

C.A. No. 2270/2009

(With Interim Relief and Office Report)

C.A. No. 2271/2009

(With Interim Relief and Office Report)

C.A. No. 2272/2009

(With Office Report)

C.A. No. 2273/2009
(With Office Report)

C.A. No. 2274-2275/2009
(With Office Report)

C.A. No. 2276-2277/2009
(With Office Report)

C.A. No. 2278-2279/2009
(With Interim Relief and Office Report)

C.A. No. 2280/2009
(With Interim Relief and Office Report)

C.A. No. 2281/2009
(With Interim Relief and Office Report)

C.A. No. 2282-2283/2009
(With Office Report)

C.A. No. 2284/2009
(With Interim Relief and Office Report)

C.A. No. 2285-2286/2009
(With Interim Relief and Office Report)

C.A. No. 2287-2288/2009
(With Interim Relief and Office Report)

C.A. No. 2289-2290/2009
(With Interim Relief and Office Report)

C.A. No. 2291-2292/2009
(With Interim Relief and Office Report)

C.A. No. 2293-2294/2009
(With Interim Relief and Office Report)

C.A. No. 2295-2296/2009
(With Interim Relief and Office Report)

C.A. No. 2297/2009
(With Interim Relief and Office Report)

C.A. No. 2298-2299/2009
(With Interim Relief and Office Report)

C.A. No. 2300/2009
(With Interim Relief and Office Report)

C.A. No. 2301/2009

(With Interim Relief and Office Report)

C.A. No. 2302/2009
(With Office Report)

C.A. No. 2303/2009
(With Office Report)

C.A. No. 2304-2305/2009
(With Interim Relief and Office Report)

C.A. No. 2306-2307/2009
(With Interim Relief and Office Report)

C.A. No. 2308/2009
(With Interim Relief and Office Report)

C.A. No. 2309/2009
(With Interim Relief and Office Report)

C.A. No. 2310/2009
(With Office Report)

C.A. No. 2311/2009
(With Office Report)

C.A. No. 2312/2009
(With Office Report)

C.A. No. 2313-2314/2009
(With Interim Relief and Office Report)

C.A. No. 2315-2316/2009
(With Office Report)

C.A. No. 2317-2318/2009
(With Interim Relief and Office Report)

C.A. No. 2319/2009
(With Office Report)

C.A. No. 4802/2009
(With Office Report)

C.A. No. 5822/2009
(With Office Report)

SLP(C) No. 6654/2009
(With Interim Relief)

SLP(C) No. 10238/2009
(With Office Report)

SLP(C) No. 10242/2009
(With Office Report)

SLP(C) No. 10243/2009
(With Office Report)

SLP(C) No. 10362/2009
(With Office Report)

SLP(C) No. 10363/2009
(With Office Report)

SLP(C) No. 10370/2009
(With Office Report)

SLP(C) No. 10371/2009
(With Office Report)

SLP(C) No. 13458/2009
(With Office Report)

SLP(C) No. 22894-22895/2009
(With Office Report)

SLP(C) No. 24167-24168/2009
(With Office Report)

SLP(C) No. 24750-24751/2009
(With Office Report)

SLP(C) No. 24752-24753/2009
(With Office Report)

C.A. No. 7471/2011
(With Office Report)

SLP(C) No. 30053/2011
(With Office Report)

SLP(C) No. 30054/2011
(With Office Report)

C.A. No. 74-75/2012
(With Office Report)

C.A. No. 5043-5044/2012
(With Interim Relief and Office Report)

C.A. No. 5045-5046/2012
(With Interim Relief and Office Report)

Date : 19/02/2015 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Appellant(s)/
Petitioner(s)

Mr. Vinay Navare,Adv.
Mr. Satyajeet Kumar,Adv.
Ms. Abha R. Sharma,Adv..

Mr. Jaideep Gupta,Sr.Adv.
Mr. Ashok Mathur,Adv.
Mr. Rakesh K. Ojha,Adv.
Mr. Achintya Dvivedi,Adv.
Mr. Inder Raj Gill,Adv.
Mr. Nishi Baranwal,Adv.

Mr. Vijay Hansaria,Sr.Adv.
Mr. Puneet Singh Bindra,Adv.
Mr. Aslam Ahmed,Adv.
Mr. Babit Singh Jamwal,Adv.
Mr. Avijit Bhattacharjee,Adv.

Mr. Santosh Paul,Adv.
Mr. D.P. Mohanty,Adv.
Mr. Kshatrshal Raj,Adv.
Mr. Somanadri Goud,Adv.
Mr. Shashank B.,Adv.
For M/S. Parekh & Co.

Mr. Shivaji M. Jadhav,Adv.

Mr. Shakil Ahmed Syed,Adv.
Mr. Syed Ahmad Saud,Adv.
Mr. Uzmi Jameel Husain,Adv.
Mr. Mohd. Pravez Dabas,Adv.

Mr. Pravin Satale,Adv.
Mr. Rajiv Shankar Dvivedi,Adv.

Mr. T.M. Kumar,Adv.
Mr. Abhishek Kumar Pandey,Adv.
Mr. Vinod Kumar Tiwari,Adv.

Ms. Ruby Singh Ahuja,Adv.
Mr. Rohit Sharma,Adv.
Mr. chahat Chawla,Adv.
Mrs Manik Karanjawala,Adv.
For M/s. Karanjawala & Co.

Mr. Prateek Jalon,Adv.
Mr. Hemant Sharma,Adv.
Ms. Indu Sharma,Adv.

Mr. Akash Kakade,Adv.
Mr. Satyajit Desai,Adv.
Ms. Anagha S. Desai,Adv.

Mr. S.K. Bhattacharya,Adv.

Mr. Vimal Chandra S. Dave,Adv.

Mr. Abhijat P. Medh,Adv.
Mr. Abhijat Parashar Medh,Adv.

Mr. D.K. Singh,Adv.
Mr. Abhijit Sengupta,Adv.

Mr. Naresh Kumar,Adv.

Mr. Vikas Mehta,Adv.

For Respondent(s)

Mr. P.S. Patwalia,ASG
Mr. A.K. Sanghi,Sr.Adv.
Dr. Abhishek Atrey,Adv.
Mr. A.K. Sangal,Adv.
Mr. Rekha Pandey,Adv.
Mr. S.S.Rawat,Adv.
Mr. Rajat Singh,Adv.
Mr. Mohan Prasad Gupta,Adv.
Mr. D.S. Mahra,Adv.
Mr. Anil Katiyar,Adv.

Mr. Vikas Singh,Sr.Adv.
Ms. Deepeika Kalia,Adv.
Mr. Kapish Seth,Adv.
Mr. Ajay Sharma,Adv.
Mr. Rajeev Sharma,Adv.
Ms. Neelam Sharma,Adv.

Ms. Asha Gopalan Nair,Adv.

Mr. Aniruddha P. Mayee,Adv.

Mr. A.S. Bhasme,Adv.

Mr. Surya Kant,Adv.
Mr. Suhaas Joshi,Adv.

Mr. Shalin Arthwan,Adv.

Mr. Ashish Kumar,Adv.

Ms. Prerna Mehta,Adv.

Ms. Anuradha Mutatkar,Adv.

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

Heard.

Mr. Vikas Singh, learned senior counsel appearing for the respondent-Jawaharlal Nehru Port Trust (JNPT), submits on instruction that without prejudice to its rights and contentions in these proceedings JNPT has undertaken an exercise to verify the claims made by the appellants/petitioners for payment of compensation. Mr. P.S. Patwalia, learned Additional Solicitor General appearing for the respondent-U.O.I., however submits that even Union of India would like to participate and verify at its own level the said claims with or without the help of JNPT. Mr. Patwalia prays for and is granted six weeks' time to do the needful and to argue the matter if necessary.

Since a part of the land in-question was acquired for the CIDCO, we direct that the State of Maharashtra and CIDCO which is represented before us by Mr. A.S. Bhasme, Advocate, may also undertake a similar verification of the claims without prejudice to their rights and contentions in these proceedings. The appellants/petitioners shall be free to approach the Managing Director of CIDCO in this regard with the relevant documents upon which they place reliance, in which event the State Government as also CIDCO may devise an appropriate method for verification of the claims. Since CIDCO was admittedly one of the beneficiaries

of the acquisition proceedings, we see no difficulty in impleading it as party respondent to these proceedings. We order accordingly. Learned counsel for the appellants/petitioners whose land has been acquired for CIDCO to serve a copy of the SLP/appeal papers to learned counsel for CIDCO within one week.

I.As. No.3 & 4 in SLP(C)No.30053 of 2011
I.As. No.3 & 4 in SLP(C) NO.30054 of 2011;
I.As. No.17-18 & 19-20 in SLP(C)No.6339-6340 of 2008;
I.As. No.5 to 7 & 8 in Civil Appeal NO.2282-2283 of 2009;
I.As. No.2 & 3 in Civil Appeal No.2273 of 2009;
I.As. No.16-17, 18-19, 20-21 & 22-23 in C.A.No.2295-2296 of 2009;
I.As. No.15-16 & 17-18 in Civil Appeal Nos.2317-2318 of 2009;
I.As.No.3-4, 5-6, 7-8 & 9-10 in Civil Appeal No.2274-2275 of 2009;
I.As. No.8 & 9 in Civil Appeal No.5822 of 2009;
I.As. No.12-13, 14-15, 16 & 17 in C.A. Nos.2362-2363 of 2008;
I.A.No.6 in Civil Appeal No.4535 of 2008:

Delay in filing the application(s) for substitution is condoned in respective matters and the substitution(s) prayed for allowed. Cause title be amended accordingly.

Post on Thursday, the 7th May, 2015.

(MAHABIR SINGH)
COURT MASTER

(VEENA KHERA)
COURT MASTER