

ITEM NO.1 (PH)

COURT NO.8

SECTION IX

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 (C) No(s). 2725/2010

(Arising out of impugned final judgment and order dated 13/07/2009 in SCA No. 5107/2008 passed by the High Court Of Gujarat At Ahmedabad)

LALJIBHAI KADVABHAI SAVALIYA & ORS.

Petitioner(s)

VERSUS

STATE OF GUJARAT & ORS.

Respondent(s)

(With appln.(s) for directions and impleadment and permission to file additional documents and interim relief and office report)
(For final disposal)

WITH

SLP(C) No. 2226/2010

(With appln.(s) for directions and Office Report)

SLP(C) No. 2228-2257/2010

(With appln.(s) for directions and permission to file additional documents and Office Report)

SLP(C) No. 2260-2277/2010

(With appln.(s) for directions and Office Report)

Date : 06/09/2016 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V. GOPALA GOWDA

HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s) Mr. Amar Dave, Adv.
Ms. Garima Prashad, Adv.
Ms. Shivangi, Adv.
Nupur Kumar, Adv.
Ms. Anushree Menon, Adv.
Mr. Vikas Mehta, AOR

For Respondent(s) Dr. A. M. Singhvi, Sr. Adv.
Mr. Paras Kuhad, Sr. Adv.

Mr. K. R. Sasiprabhu, Adv.
Mr. Ajay Kumar Jha, Adv.
Somiran Sharma, Adv.
Mr. Biju P. Raman, Adv.
Mr. Vishnu Sharma, Adv.
Mr. Himanshu Suman, Adv.
Mr. Raghu Reddy, Adv.

Mr. Ranjit Kumar, SG
Mr. Rana Mukherjee, Sr. Adv.
Mr. Binu Tamta, Adv.
Mr. R. K. Rathore, Adv.
Mr. D. S. Mahra, Adv.

For impleading
party

Mr. K. K. Venugopal, Sr. Adv.
Mr. Sumit Goel, Adv.
Mr. Asfi Kapadia, Adv.
Ms. Nandita B., Adv.
Ms. Ashwati Balraj, Adv.
Mr. Akash Jindal, Adv.
For M/s. Parekh & Co.

Mr. Preetesh Kapoor, Adv.
Ms. Hemantika Wahi, Adv.
Ms. Aagam Kaur, Adv.

Mr. Kaushal Yadav, Adv.

Mr. Harin Rawal, Sr. Adv.
Ms. Aruna Gupta, Adv.

Mr. S. C. Patel, Adv.

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

Heard further submissions of Mr. Amar Dave,
learned counsel for the petitioners and reply
submissions of Mr. Ranjit Kumar, learned Solicitor
General appearing for the Union of India. They
have concluded their arguments.

We have also heard submissions of Mr. K.K. Venugopal, learned senior counsel appearing for the Gujarat State Petronet Ltd., the impleading party.

We have also heard submissions of Dr. Abhishek Manu Singhvi, learned senior counsel for the respondents in part.

For further hearing of Dr. Singhvi, learned counsel appearing for the State and learned counsel for other respective respondents, list the matters at 2.00 p.m. on 14.09.2016.

(VINOD KUMAR JHA)
AR-CUM-PS

(S.K. RAKHEJA)
COURT MASTER

(INDU POKHRIYAL)
COURT MASTER

Books/Bare Acts:

- 1.) The Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act, 2013.
- 2.) Land Acquisition Act, 1894
- 3.) The Delhi Metro Railway [Operation and Maintenance] Act, 2002
Page 122
- 4.) The Indian Telegraph Act, 1885
- 5.) National Highways Act, 1956
- 6.) The Electricity Act, 2003
- 7.) Compilation - I
- 8.) The Railways Act, 1989
- 9.) Constitution of India, 1950
- 10.) The Petroleum Act, 1934 with Rules 2002 and allied Acts
- 11.) Petroleum and Mineral Pipelines (Acquisition of Right of User of Land) Act, 2005
- 12) Coal Bearing Areas [Acquisition and Development] Act, 1957
- 13) Current Central Legislation, SC Vol 38, 2012 Page 31
- 14) The Atomic Energy Act, 1962
- 15) Petroleum and Mineral Pipelines (Acquisition of Right of User of Land) Act, 1962
- 16) S. 38 of New Delhi Municipal Council Act, 1994

CITATIONS:

- 1) (2004) 4 SCC 489
- 2) (1991) Supp.2 SCC 592
- 3) (2011) 10 SCC 592

- 4) (1997) 2 SCC 42
- 5) 2016 (2) SCALE 282
- 6) AIR 1972 Kerala 47 [Vol.59 C.10]
- 7) AIR 1968 Calcutta 545 [Vol.55 C.96]
- 8) (2011) 11 SCC 100
- 9) (1963) Supp.1 SCR 912; AIR 1963 SC 1019 [Vol.50 C.151]
- 10) (1959) Supp.1 SCR 319
- 11) (1971) 3 SCC 265 Para 7
- 12) (1974) 1 SCC 202
- 13) (1986) 1 SCC 581 Para 18, 25 at Pg.603
- 14) (1969) 1 SCC 509
- 15) (2011) 9 SCC 1
- 16) (1973) 4 SCC 225
- 17) (1977) 4 SCC 471 Para 76-79
- 18) (1983) 1 SCC 147
- 19) (1973) 4 SCC 225
- 20) AIR 1987 Andhra Pradesh 284
- 21) AIR 1988 Bombay 408
- 22) AIR 2004 Madras 324
- 23) 133 DLT 627 2006
- 24) 1959 (1) Supp. SCR 319