

CIVIL APPEAL NO. 24 OF 2009

AND

INTERLOCUTORY APPLICATION NO. 3

(Application for Intervention)

AND

INTERLOCUTORY APPLICATION NOS. 4 AND 5

(Application for permission to place on record subsequent events)

M/S DELHI AIRTECH SERVICES PVT. LTD. & ANR.

...APPELLANTS

VERSUS

STATE OF U.P. & ANR

...RESPONDENT

OFFICE REPORT

It is submitted that the Appeal above mentioned was listed for pronouncement of judgment before the Hon'ble Court on 18.08.2011, when the Court was pleased to pass the following order:

“Hon'ble Mr. Justice Asok Kumar Ganguly pronounced the judgment of the Bench comprising His Lordship and Hon'ble Mr. Justice Swatanter Kumar.

The Civil Appeal is allowed with costs in terms of the signed reportable judgment.

Hon'ble Mr. Justice Swatanter Kumar pronounced separate judgment of the Bench comprising Hon'ble Mr. Justice Asok Kumar Ganguly and His Lordship.

The Civil Appeal is dismissed with the directions in terms of the signed reportable judgment.

In view of the divergence of opinion on conclusions and also on various legal questions discussed in two separate judgments by us, the matter is required to be placed before the Hon'ble the Chief Justice of India for reference to a larger Bench to resolve the divergent views expressed in both the judgments and to answer the questions of law framed.”

(Two signed reportable judgements and one signed reportable order and corrigendum are being circulated herewith).

This is an appeal by Special Leave Petition filed against the Judgment order dated 28th August, 2006 of the High Court of Judicature at Allahabad, in CMWP No. 22251/2006.

Cont. 2/-

There are 2 Contesting Respondents.

Notice of Lodgment of Petition of Appeal have been served on both the Respondents. Respondent No. 2 have entered appearance before this Court through Mr. Ravindra Kumar, Advocate.

However, Respondent No. 1 has not entered appearance before this Court though served with notice at the Special Leave Petition stage.

It is submitted that counsel for appellant has filed statement of case copy included in the paper books of Civil Appeal.

Original Record is available for the reference of the Hon'ble Court.

It is further submitted that Mr. D.K Garg, Advocate has on 27.06.2014 filed an application for intervention after serving its copy on other side and the same has been registered as I.A No. 3 (copy of the same is being circulated herewith)

It is lastly submitted that counsel for the appellant has on 24.07.2014 filed an application for permission to place on record the subsequent events and decide the present appeal in terms of provisions of the right to fair compensation and transparency in land acquisition, rehabilitation and resettlement act 2013 alongwith an application for exemption from filing the Official Translation. Both applications have been registered as I.A Nos. 4 & 5 respectively. (copy of the same are being circulated herewith)

The Appeal alongwith applications above mentioned is listed before the Hon'ble Court with this report.

Dated this the 4th day of August, 2014.

ASSISTANT REGISTRAR

Copy to:

Mr. Arun. K. Sinha, Advocate
Mr. Ravindra Kumar, Advocate
Mr. D.K Garg, Advocate

ASSISTANT REGISTRAR