

ITEM NO.2

COURT NO.5

SECTION IV-B

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

Petition(s) for Special Leave to Appeal (C) No(s).5498/2020

(Arising out of impugned final judgment and order dated 19-11-2019 in CR No. 4242/2019 passed by the High Court Of Punjab & Haryana At Chandigarh)

MUNICIPAL COMMITTEE/COUNCIL JALALABAD (W)

Petitioner(s)

VERSUS

VIMLA DEVI (NOW DECEASED) THROUGH LRS. & ORS.

Respondent(s)

(With IA No. 27844/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 18-11-2022 The petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.R. SHAH

HON'BLE MR. JUSTICE M.M. SUNDRESH

For Petitioner(s) Mr. Abhishek Pareek, Adv.
Ms. Usha Nandini V., AOR

For Respondent(s) Mr. Gagan Gupta, AOR

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

It is very unfortunate that the authority who have taken over the land of the original plaintiff without acquiring the land and thereafter when the decree is passed to pay the compensation a plea is taken that the execution petition be dismissed on the ground of limitation. It is absolutely unfair on the part of the petitioner who has used the land without acquisition and thereafter when it is directed to pay compensation, it has taken such a plea to dismiss the execution petition on the ground of limitation.

The special leave petition is dismissed with exemplary cost, quantified as Rs.50,000/- to be deposited with the Registry of this Court within a period of four weeks from today. On such deposit, Rs.25,000/- be paid to the respondents by A/c payee cheque and Rs.25,000/- be transferred to the Mediation and Conciliation Project Committee (MCPC), Supreme Court of India.

Pending interlocutory application(s), if any, stands disposed of.

(SANJAY KUMAR-II)
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)
ASSISTANT REGISTRAR