

(2017) 01 SC CK 0077

Supreme Court Of India

Case No: Civil Appeal No. 126 of 2017 (Arising From Special Leave Petition (C) No. 297 of 2017)(Arising From Special Leave Petition (C).....CC. No.24576 of 2016)

Delhi Development Authority

APPELLANT

Vs

Hardwari Lal Rana

RESPONDENT

Date of Decision: Jan. 3, 2017

Acts Referred:

- Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 - Section 24(2)

Citation: (2017) 1 JT 66 : (2017) 1 Scale 560

Hon'ble Judges: Kurian Joseph, J; Rohinton Fali Nariman, J

Bench: Division Bench

Advocate: Ms. Garima Prashad, Advocate, for the Appellants

Final Decision: Disposed Of

Judgement

Kurian, J. - Delay condoned.

2. Leave granted.

3. The issue, in principle, is covered against the appellant by judgments in Civil Appeal No. 8477 of 2016 arising out of Special Leave Petition (C) No. 8467 of 2015 and Civil Appeal No. 5811 of 2015 arising out of Special Leave Petition (C) No. 21545 of 2015.

4. These appeals are, accordingly, dismissed.

5. In the peculiar facts and circumstances of these cases, the appellant is given a period of one year to exercise its liberty granted under Section 24(2) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 for initiation of the acquisition proceedings afresh.

6. We make it clear that in case no fresh acquisition proceedings are initiated within the said period of one year from today by issuing a Notification under Section 11 of the Act, the appellant, if in possession, shall return the physical possession of the lands to the owners.

7. Pending applications, if any, stand disposed of.

8. No costs.