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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ (1) **LA.APP. 75/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr.
S.N. Pandey, Advocates

versus

MUNISH MANN & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-
2/DDA

+ (2) **LA.APP. 76/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr.
S.N. Pandey, Advocates

versus

PRATAP SINGH & ORS Respondents
Through: Mr. Rohit Sharma, Advocate for
R-1 to R-4.
Mr. Arun Birbal, Advocate for R-
5/DDA.

+ (3) **LA.APP. 91/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr.
S.N. Pandey, Advocates

versus

BIJENDER SINGH & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-
2/DDA.

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LA.APP Nos. 75/2012, 76/2012, 91/2012, 92/2012, 93/2012, 94/2012, 95/2012, 96/2012, 97/2012, 98/2012, 99/2012, 100/2012, 101/2012,

102/2012, 103/2012, 107/2012, 108/2012, 109/2012, 110/2012 & 111/2012

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+ (4) **LA.APP. 92/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr.
S.N. Pandey, Advocates

Versus

NARESH KUMAR & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-
2/DDA.

+ (5) **LA.APP. 93/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr.
S.N. Pandey, Advocates

versus

PERMANAND DECD THR LRS & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-
2/DDA .

+ (6) **LA.APP. 94/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr.
S.N. Pandey, Advocates

versus

RAJ SINGH & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-
2/DDA.

+ (7) **LA.APP. 95/2012**

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UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr.
S.N. Pandey, Advocates

versus

JAGDISH RAI & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-
2/DDA.

+ (8) **LA.APP. 96/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr.
S.N. Pandey, Advocates

versus

JUG LAL & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-
2/DDA.

+ (9) **LA.APP. 97/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr.
S.N. Pandey, Advocates

versus

JAI PRAKASH & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-
2/DDA.

+ (10) **LA.APP. 98/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr.
S.N. Pandey, Advocates

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versus

ABHIMANU & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-2/DDA.

+ (11) LA.APP. 99/2012

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr. S.N. Pandey, Advocates

versus

BRAHAM PRAKASH & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-2/DDA.

+ (12) LA.APP. 100/2012

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr. S.N. Pandey, Advocates

versus

SURINDER SINGH & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-2/DDA.

+ (13) LA.APP. 101/2012

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr. S.N. Pandey, Advocates

versus

CHET RAM & ANR. Respondents

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Through: Mr. Arun Birbal, Advocate for R-2/DDA.

+ (14) **LA.APP. 102/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr. S.N. Pandey, Advocates

versus

MANGE RAM & ORS. Respondents
Through: Mr. Arun Birbal, Advocate for R-2/DDA.

+ (15) **LA.APP. 103/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr. S.N. Pandey, Advocates

versus

SURENDER KUMAR & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-2/DDA.

+ (16) **LA.APP. 107/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr. S.N. Pandey, Advocates

versus

JAIPAL SINGH & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-2/DDA

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+ (17) **LA.APP. 108/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr.
S.N. Pandey, Advocates

versus

KRISHAN KUMAR & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-
2/DDA.

+ (18) **LA.APP. 109/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr.
S.N. Pandey, Advocates

versus

SURINDER SINGH & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-
2/DDA.

+ (19) **LA.APP. 110/2012**

UNION OF INDIA Appellant
Through: Mr. Sanjay Kumar Pathak & Mr.
S.N. Pandey, Advocates

versus

BIJENDER SINGH & ANR. Respondents
Through: Mr. Arun Birbal, Advocate for R-
2/DDA.

+ (20) **LA.APP. 111/2012**

UNION OF INDIA Appellant

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Through: Mr. Sanjay Kumar Pathak &
Mr. S.N. Pandey, Advocates

versus

NARESH CHAND & ORS. Respondents
Through: Mr. Arun Birbal, Advocate for R-
2/DDA.

CORAM:
HON'BLE MR. JUSTICE SUNIL GAUR

% **ORDER**
30.04.2012

CM No.5560/2012 (u/S 151 CPC) in LA.APP No.92/2012
CM No.5575/2012 (u/S 151 CPC) in LA.APP No.93/2012
CM No. 5594/2012 (u/S 151 CPC) in LA.APP No.94/2012
CM No.5601/2012 (u/S 151 CPC) in LA.APP No.95/2012
CM No.5609/2012 (u/S 151 CPC) in LA.APP No.96/2012
CM No.5618/2012 (u/S 151 CPC) in LA.APP No.97/2012
CM No.5621/2012 (u/S 151 CPC) in LA.APP No.98/2012
CM No.5624/2012 (u/S 151 CPC) in LA.APP No.99/2012
CM No.5636/2012 (u/S 151 CPC) in LA.APP No.101/2012
CM No.5643/2012 (u/S 151 CPC) in LA.APP No.102/2012
CM No.5651/2012 (u/S 151 CPC) in LA.APP No.103/2012
CM No.5726/2012 (u/S 151 CPC) in LA.APP No.107/2012
CM No. 5729/2012 (u/S 151 CPC) in LA.APP No.108/2012
CM No.5923/2012 (u/S 151 CPC) in LA.APP No.109/2012
CM No.5937/2012 (u/S 151 CPC) in LA.APP No.110/2012
CM No.5952/2012 (u/S 151 CPC) in LA.APP No.111/2012

Allowed, subject to all just exceptions.

CM No. 5258/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 73 days) in LA.APP No.75/2012

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CM No. 5388/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 74 days) in LA.APP No.76/2012
CM No. 5546/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 123 days) in LA.APP No.91/2012
CM No. 5561/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 126 days) in LA.APP No.92/2012
CM No.5576/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 127 days) in LA.APP No.93/2012
CM No. 5595/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 123 days) in LA.APP No.94/2012
CM No.5602/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 126 days) in LA.APP No. 95/2012
CM No.5610/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 110 days) in LA.APP No.96/2012
CM No. 5619/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 119 days) in LA.APP No. 97/2012
CM No.5622/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 122 days) in LA.APP No.98/2012
CM No.5625/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 122days) in LA.APP No.99/2012
CM No.5631/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 109 days) in LA.APP No.100/2012
CM No.5637/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 111days) in LA.APP No.101/2012
CM No.5644/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 92 days) in LA.APP No.102/2012
CM No.5652/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 110 days) in LA.APP No.103/2012
CM No.5727/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 153 days) in LA.APP No. 107/2012
CM No.5730/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 67 days) in LA.APP No.108/2012
CM No.5924/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 93 days) in LA.APP No. 109/2012
CM No.5938/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 103 days) in LA.APP No.110/2012
CM No.5953/2012 (u/O 41 R 3A r/w Sec. 151 CPC for
condoning delay of 73 days) in LA.APP No. 111/2012

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Reason for the delay in filing the above captioned appeals is disclosed in Paragraph No.3 of the applications.

Since the reason disclosed in Paragraph No.3 of the applications constitute of sufficient cause for the delay occasioned, therefore, these applications are allowed and the delay in filing the accompanying appeals is condoned.

Applications stand disposed of.

LA.APP No. 75/2012 & CM No. 5259/2012(u/O 41 R 5 r/w Sec.151 CPC)

LA.APP No. 76/2012 & CM No.5389/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 91/2012 & CM No. 5547/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 92/2012 & CM No.5562/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 93/2012 & CM No. 5577/2012 (u/O 41 R 5 r/w Sec. 151

LA.APP No. 94/2012 & CM No. 5596/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 95/2012 & CM No.5603/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 96/2012 & CM No. 5615/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 98/2012 & CM No.5623/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 99/2012 & CM No.5626/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 100/2012 & CM No.5632/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 101/2012 & CM No.5638/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 102/2012 & CM No. 5645/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 103/2012 & CM No.5663/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 107/2012 & CM No.5728/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 108/2012 & CM No.5731/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 109/2012 & CM No.5977/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 110/2012 & CM No.5939/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

LA.APP No. 111/2012 & CM No.5954/2012 (u/O 41 R 5 r/w Sec. 151 CPC)

The above captioned appeals arise out of acquisition of land of the respondents in Village- Pehladpur Banger in pursuance to Notification of 27th October, 1999, under Section 4 of the Land Acquisition Act, 1894.

Learned counsel appearing for appellant/UOI states that the ground of challenge in these appeals is common one. In view thereof, the above captioned appeals were taken up for hearing together and are being disposed of by this common order.

Impugned judgment assesses the compensation of the acquired land on the basis of the minimum price for agricultural land, as determined by the Government. This method of assessment of compensation has been approved by a Coordinate Bench of this Court in LA.APP. No. 489/2008, '*Chiranjil Lal vs. UOI*', rendered on 2nd June, 2011, which has been relied upon by the Reference Court.

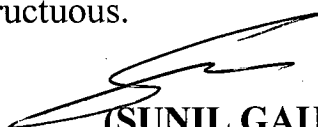
Learned counsel for the appellant/UOI assails the impugned judgments on the ground that there was lack of evidence on the part of the respondents-claimants and therefore, the compensation as assessed by the Land Acquisition Collector, ought to have been

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upheld by the Reference Court.

It is also urged on behalf of the appellant/UOI that the Land Acquisition Collector in its Award had already factored the potentiality aspect while determining the market value of the subject lands and therefore, the impugned judgments ought to be set aside and Award given by the Land Acquisition Collector be restored.

Since the impugned judgment based upon the decision in *Chiranjil Lal (Supra)* correctly assesses the compensation, therefore, I find no merit in these appeals and the same are accordingly dismissed in *limini*, with no orders as to costs. Applications for stay are dismissed as infructuous.


(SUNIL GAUR)
JUDGE

APRIL 30, 2012

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