

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.1503 OF 2017
(@ SPECIAL LEAVE PETITION (CIVIL) NO. 34162 OF 2015)

SHINE K.B. AND ORS.

...APPELLANT(S)

VERSUS

STATE OF KERALA AND ANR

...RESPONDENT(S)

O R D E R

Leave granted.

Heard learned counsel for the parties.

The land of the appellants was acquired for the purpose of widening of the National Highway From Karamana-Killippalam Reach-II. The Land Acquisition Officer awarded compensation at the rate of Rs. 2,07,774/- per Are which was enhanced by the Reference Court to Rs. 9,88,000/- per Are. On appeal by the State, the amount has been reduced by the High Court to Rs. 6,17,284/- Per Are.

We find that the High Court in its impugned order in paragraph 6 observed that for another property, the value was fixed at Rs. 7,57,100/- Per Are. We are satisfied that the said instance is applicable for valuation of the present land also. The appellants are, thus, entitled to be compensated at the same rate.

Accordingly, we modify the impugned order of the High Court to the effect that the appellants will be entitled to compensation at the rate of Rs.7,57,100/- Per Are apart from all other statutory benefits.

The appeal is, accordingly, disposed of.

.....J.
[ADARSH KUMAR GOEL]

NEW DELHI
6TH FEBRUARY, 2017

.....J.
[UDAY UMESH LALIT]

ITEM NO.5

COURT NO.11

SECTION XIA

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). 34162/2015
(Arising out of impugned final judgment and order dated 15/07/2015
in LAA No. 773/2012 passed by the High Court Of Kerala At
Ernakulam)

SHINE K.B. AND ORS.

Petitioner(s)

VERSUS

STATE OF KERALA AND ANR

Respondent(s)

(With interim relief and office report)

Date : 06/02/2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s) Mr. M. Girish Kumar,Adv.
Mr. Sriram P.,Adv.
Mr. Ankur S. Kulkarni,Adv.

For Respondent(s) Mr. G. Prakash,Adv.
Mr. Jishnu M.L.,Adv.
Mrs.Priyanka Prakash,Adv.
Mrs.Beena Prakash,Adv.
Mr. Manu Srinath,Adv.

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

Leave granted.

Heard learned counsel for the parties.

The appeal is disposed of in terms of the
signed order.

(Madhu Bala)
Court Master
(Signed order is placed on the file)

(Veena Khera)
Court Master