

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 3407 OF 2017

STATE OF KERALA & ANR.Appellant(s)

Vs.

K. SODARANRespondent(s)

WITH

CIVIL APPEAL NOS. 24066-24067 OF 2017

O R D E R

C.A. No.3407 of 2017

The issue involved in this appeal as rightly brought to our notice by the learned advocates appearing for the parties, is no more *res integra* in view of the law laid down by this Court in the case of "*Secretary to Govt. of Kerala, Irrigation Department and Others vs James Varghese and Others*" reported in 2022 (9) SCC 593. The order which has been assailed in the present appeal confirms the award passed by the Arbitrator on 24.12.1994 awarding Rs.30,23,455/- under claims (b) and (c) by reducing the rate of interest awarded to 9% percent per annum for the period from 21.10.1988 to the date of payment.

In the light of the law laid down by this Court in the aforesaid judgment, the appeal is dismissed.

C.A. No. 24066-24067/2017

The issue involved in these appeals as rightly brought to our notice by the learned advocates appearing for the parties, is no more *res integra* in view of the law laid down by this Court in the case of "*Secretary to Govt. of Kerala, Irrigation Department and Others vs James Varghese and Others*" reported in 2022 (9) SCC 593. The order which has been assailed in the present appeals confirms the award as modified by the High Court by reducing the rate of interest awarded to 9% percent per annum till the date of payment.

In the light of the law laid down by this Court in the aforesaid judgment, the appeals are dismissed.

.....J.
(ARAVIND KUMAR)

.....J
(K.V.VISWANATHAN)

New Delhi;
September 13, 2023.

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

Civil Appeal No(s). 3407/2017

STATE OF KERALA & ANR.

Appellant(s)

VERSUS

K. SODARAN

Respondent(s)

WITH

C.A. No. 24066-24067/2017 (XI-A)

Date : 13-09-2023 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARAVIND KUMAR
HON'BLE MR. JUSTICE K.V.VISWANATHANFor Appellant(s) Mr. Pallav Shishodia, Sr. Adv.
Ms. Meena K Poullose, Adv.
Mr. C. K. Sasi, AORFor Respondent(s) Mr. Santosh Krishnan, AOR
Ms. Deepshikha Sansanwal, Adv.

Mr. Thomas P. Joseph, Sr. Adv.
Mr. Sanand Ramakrishnan, AOR
Mr. Rajeev Mishra, Adv.
Mr. Madan M. Bora, Adv.UPON hearing the counsel the Court made the following
O R D E R

The appeals are dismissed in terms of signed order.

All pending applications are disposed of.

(NEETA SAPRA)

COURT MASTER (SH)

(Signed order is placed on the file)

(BEENA JOLLY)

COURT MASTER (NSH)