

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). 6580/2017

(Arising out of impugned final judgment and order dated 10/02/2016
in FA No. 1166/2004 passed by the High Court Of Judicature at
Allahabad)

MST. RAMTI (DECEASED) THR LR

Petitioner(s)

VERSUS

STATE OF U.P AND ANR.

Respondent(s)

(with office report)

Date : 05/05/2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA

HON'BLE MR. JUSTICE AMITAVA ROY

For Petitioner(s) Mr. Yatindra Singh, Sr. Adv.
Mr. Arijeet Singh, Adv.
Mr. D.V. Singh, Adv.
Mr. A. S. Pundir, Adv.

For Respondent(s) Mr. Ravindra Kumar, Adv.

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

Leave granted.

The appeal is partly allowed in terms of the signed
order.(NEELAM GULATI)
COURT MASTER(TAPAN KR. CHAKRABORTY)
COURT MASTER

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No(s). 6438 OF 2017
(Arising out of SLP(C) No. 6580 of 2017)

MST. RAMTI (DECEASED) THR Lrs. Appellant(s)

VERSUS

STATE OF U.P AND ANR. Respondent(s)

O R D E R

Heard learned counsel for the parties.

Leave granted.

In the facts and circumstances of the case, considering the nature of development and the potentiality of the land, it would be appropriate that 15% of the area can be deducted for the working out just compensation. Thus the rate would stand accordingly reduced by 15% not by 50% as ordered by the High Court.

This is done in the peculiar facts and circumstances of this case and other decisions in this case by the High Court and shall not be treated as precedent in any other case.

The appeal is partly allowed.

.....J.
(ARUN MISHRA)

.....J.
(AMITAVA ROY)

NEW DELHI;
MAY 05, 2017