4

$~5 to 13

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

\+ LA. App. Nos.78/2013 to 86/2013

UNION OF INDIA ..... Appellant

Through: Mr. Siddharth Panda, Advocate.

versus

VINEET JAIN & ANR.
USHA JAIN & ANR.
AVINASH JAIN & ANR.
RAKESH JAIN & ANR.
ANITA JAIN & ANR.
JAWAHAR LAL ALWANI & ANR.
SHEETAL KUMAR JAIN & ANR.
SUMESH JAIN & ANR.
NEETU ALWANI & ANR. ..... Respondents

Through: Mr. Devinder Singh, Advocate for R-1 in Item Nos.5 to 9, 11 & 12.
Mr. S.K. Rout & Mr. Pramod Kumar, Advocates for R-1 in Item Nos.10 & 13.
Mr. Kunal Sharma, Advocate for the DDA.

**CORAM:**
**HON'BLE MR. JUSTICE V.K. SHALI**

**ORDER**

% **25.07.2013**

I have heard the learned counsel for the appellant as well as the learned counsel for the respondents. The learned counsel for the parties have stated that the judgment passed by the High Court on 1.2.2012 in a batch of land acquisition appeals with the lead case of *Jai Prakash vs. Union of India & Anr.;* 187 (2012) DLT 535 has already been challenged in the Hon'ble Supreme Court by both the parties and the same is pending final

Signature Not Verified
Digitally Signed
By:AMULYA

adjudication. So far as the present batch of appeals are concerned, the learned Additional District Judge has in the Reference Petition given the benefit of land rates as fixed in Jai Prakash's case (*supra*) to the respondents whose land have been acquired. The said benefit is that for 'A' category of land, rate has been taken as ₹17,45,000/- per acre and for 'B' category, it has been taken as ₹17,01,375/- per acre.

Since the aforesaid land rates fixed by the High Court in Jai Prakash's case (*supra*) are already under challenge in the Apex Court and the learned Reference Court has given the benefit of the said judgment, I feel that there is no other option for this court but to dismiss the appeal of the appellant/Union of India.

Accordingly, the present appeals are treated as without any merit and are dismissed.

**V.K. SHALI, J.**

**JULY 25, 2013**
**'AA'**