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

+ LA.APP. 350/2009

UOI & ANR.

..... Appellants

Through: Mr. Yeeshu Jain and Ms. Jyoti Tyagi,  
Advts.

versus

MAHINDER SINGH & ORS.

..... Respondents

Through: Ms. Anubha Singh, Adv. for R1.  
Mr. Shubhendu Bhattacharyya, Adv.  
for DDA.

**CORAM:**

**HON'BLE MR. JUSTICE J.R. MIDHA**

**ORDER**

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**24.04.2018**

**CM No.39336/2017**

Allowed, subject to just exceptions.

**CM No.39335/2017**

Learned counsel for the respondent submits that their cross appeal bearing LAC. 117/2009 has been disposed of by this Court on 31<sup>st</sup> October, 2012 against which the matter was taken to the Supreme Court and the Special Leave Petition has been disposed of vide order dated 13<sup>th</sup> February, 2014. Copies of the judgment dated 31<sup>st</sup> October, 2012 and 13<sup>th</sup> February, 2014 have been filed along with the application as Annexure A2 and A3 respectively. It is submitted that this appeal has become infructuous and be disposed of and the amount deposited by the appellants be released to the respondents.

Learned counsel for the appellants submits that he has not aware whether respondents have already recovered compensation amount and,

therefore, it would be appropriate to refer the matter to the Reference Court.

**LA,APP,350/2009**

CM No.39335/2017 is allowed and LA.APP.350/2009 is disposed of as infructuous in view of the judgment dated 31<sup>st</sup> October, 2012 passed by this Court in LA.APP.117/2009 and the order dated 13<sup>th</sup> February, 2014 passed by the Supreme Court. The Registrar General is directed to send the decretal amount deposited by the appellants to the Reference Court and the Reference Court shall release the amount to the respondents after verifying that the respondents have not already recovered the decretal amount.

The parties shall appear before the Reference Court on 24<sup>th</sup> May, 2018 at 02:30 P.M.

Copy of this order be given *dasti* to counsels for the parties under signature of Court Master.

**J.R. MIDHA, J.**

**APRIL 24, 2018**  
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