

ITEM NO.15

Court 5 (Video Conferencing)

SECTION XII-A

**S U P R E M E C O U R T O F I N D I A**  
**RECORD OF PROCEEDINGS**

**Petition(s) for Special Leave to Appeal (C) No.5287/2021**

**(Arising out of impugned final judgment and order dated 23-12-2020 in IA No.2/2020 passed by the High Court of Andhra Pradesh at Amravati)**

**THE SPECIAL COLLECTOR GNSS KADAPA YSR  
KADAPA DISTRICT ANDHRA PRADESH & ORS.**

**Petitioner(s)**

**VERSUS**

**AVULA NARAYANA & ORS.**

**Respondent(s)**

**(With appln.(s) for I.R. and IA No.46365/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)**

**Date : 28-06-2021 This petition was called on for hearing today.**

**CORAM :**

**HON'BLE DR. JUSTICE D.Y. CHANDRACHUD  
HON'BLE MR. JUSTICE R. SUBHASH REDDY  
HON'BLE MR. JUSTICE S. RAVINDRA BHAT**

**For Petitioner(s)** Mr. Mahfooz Ahsan Nazki, AOR  
Mr. Polanki Gowtham, Adv.  
Mr. Shaik Mohamad Haneef, Adv.  
Mr. T. Vijaya Bhaskar Reddy, Adv.  
Mr. Amitabh Sinha, Adv.  
Mr. K.V. Girish Chowdary, Adv.

**For Respondent(s)** Mr. Tarun Gupta, AOR

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

- 1 Mr Mahfooz Nazki, learned counsel appearing on behalf of the petitioner submits that:

- (i) The acquisition of the respondents' lands took place in 1991;
  - (ii) Ex-gratia was paid in 2007;
  - (iii) The writ petitions before the High Court were filed belatedly in 2017;
  - (iv) The Single Judge by a judgment dated 19 April 2018 directed the petitioner to pay compensation to the respondents for the acquisition of the lands under the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013.
- 2 While drawing the attention of the court to the order which was passed by this Court in another case on 27 January 2020 (Annexure P-6, page 52 of the paper book), Mr Nazki has fairly drawn the attention of the Court to the fact that in the earlier proceedings, the Division Bench of the High Court had dealt the matter on merits whereas in this case, the delay on the part of the State in filing the Letters Patent Appeal has not been condoned.
- 3 Issue notice, returnable in four weeks.
- 4 Tag with SLP(C) Nos 2225-2227 of 2020.
- 5 Mr Shiva Santosh, learned counsel appears on behalf of the respondent on caveat and accepts notice.
- 6 Counter affidavit be filed within a period of three weeks.
- 7 In the meantime, we direct that no coercive steps shall be taken against the State on the basis of the judgments of the Single Judge or the Division Bench of the High Court.

**(CHETAN KUMAR)**  
**A.R. -cum-P.S.**

**(SAROJ KUMARI GAUR)**  
**Court Master**