

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.6691-6692/2026  
[@ SLP [C] NOS.38263-38264/2025]

GENERAL MANAGER WESTERN COALFIELD LTD. Appellant(s)

VERSUS

LATA GOHIYA ALIAS LATA BAI & ANR. Respondent(s)

O R D E R

Leave granted.

The present appeals arise out of the impugned order(s) passed by the High Court, confirming the order passed by the Part Time Tribunal under the Coal Bearing Areas (Acquisition and Development) Act, 1957, wherein, the claim filed by the respondent No.1 was partly allowed. The appellant-Western Coalfield Ltd. is a Government company engaged in the excavation of coal for which certain lands, including that of the respondent No.1 was acquired, and compensation was paid for the area admeasuring 0.792 hectares. The respondent No.1 dissatisfied with the compensation awarded earlier had approached the Part-Time Tribunal seeking compensation for the lands in Khasra Nos. 82 (0.008 hectares), 153/3 (0.397 hectares), 198/1 (0.113 hectares), 227 (0.214 hectares) and 281/1 (0.175 hectares). Thus, the total area acquired by the appellant, as per the respondent No.1 was to the

extent of 0.907 hectares.

The Part Time Tribunal passed an award on 15.02.2022 holding that the total area of 0.907 hectares was acquired by the appellant and it would be liable to pay the compensation for the land excluding the area of 0.792 hectares, for which the compensation fixed at Rs.2,56,897/- was already paid. The dispute pertained to the land in Khasra No.153/3 before the High Court, the area under which, as per the respondent No.1, was to an extent of 0.397 hectares. The appellant contended that only an area of 0.282 hectares out of the 0.397 hectares was acquired and under its possession. The High Court by relying on the revenue records negatived the contention raised by the appellant, and upheld the award passed by the Part-Time Tribunal vide order dated 16.06.2025. The subsequent review petition filed by the appellant also stood dismissed vide order dated 06.08.2025. Aggrieved by the same, the present appeals have been filed.

We have heard the learned counsel appearing for the parties.

While the learned counsel appearing for the appellant has contended that the land which had been acquired, is only an area admeasuring 0.282 hectares in Khasra No.153/3, the learned counsel appearing

for the contesting respondent contends that the land has been acquired in the said Khasra to the extent of 0.397 hectares.

The High Court had concurred with the said submission of the learned counsel appearing for the respondent No.1/contesting respondent.

We are dealing with a case where at present there is no dispute with respect to the title *per se*. The revenue records show that the area of 0.397 hectare belongs to the respondent No.1. Thus, the issue pertains only with respect to exact extent of the area which has been acquired i.e., 0.282 hectares or 0.397 hectares.

To resolve the dispute at hand, we direct the concerned District Magistrate to depute the competent Revenue official and measure the land in Khasra No.153/3, which is the subject matter of the acquisition. The same shall be done after giving due notice to the appellant and the respondent(s).

If the measurement indicates that the land which has been acquired by the appellant is only to the extent of 0.282 hectares, in such a circumstance, the order of the High Court will not enure to the benefit of the contesting respondent. However, if the extent of land acquired is to the extent of 0.397 hectare, then the order passed by the High Court will have to be given effect to.

The appeals stand disposed of in the aforesaid terms, accordingly.

Pending application(s), if any, shall also stand disposed of.

.....J.  
[M.M. SUNDRESH]

.....J.  
[NONGMEIKAPAM KOTISWAR SINGH]

NEW DELHI;  
APRIL 27, 2026.



ITEM NO.32

COURT NO.5

SECTION III

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). 38263-38264/2025

[Arising out of impugned final judgment and order dated 28-06-2018 in WA No. 1667/2017 23-10-2019 in RA No. 67/2019 passed by the High Court of Judicature at Madras]

GENERAL MANAGER WESTERN COALFIELD LTD. Appellant(s)

VERSUS

LATA GOHIYA ALIAS LATA BAI & ANR. Respondent(s)

Date : 27-04-2026 These appeals were called on for hearing today.

CORAM HON'BLE MR. JUSTICE M.M. SUNDRESH  
HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH

For Appellant(s) Mr. A Dwarkanath, A.S.G.  
Mr. Prabhakar Yadav, Adv.  
Mr. Hemant Arya, Adv.  
Mr. Rajkumar Maurya, Adv.  
Mr. Sumit Teterrwal, AOR

For Respondent(s) Mr. Prakash Kumar Singh, AOR  
Ms. Pooja Singh, Adv.  
Ms. Monika Sharma, Adv.  
Ms. Gunjan Arora, Adv.

UPON hearing the counsel the Court made the following  
O R D E R  
Leave granted.

The appeals are disposed of in terms of the  
signed order.

Pending application(s), if any, shall stand  
disposed of.

(ASHA SUNDRIYAL)  
DEPUTY REGISTRAR

(POONAM VAID)  
ASSISTANT REGISTRAR

[Signed order is placed on the file]