

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. \_\_\_\_\_ OF 2026  
(ARISING OUT OF SLP (CIVIL) NO. 20347 OF 2022)

FRANCISCAN SERVICE SOCIETY OF  
BANGALORE

APPELLANT(S)

VERSUS

KARNATAKA INDUSTRIAL AREA  
DEVELOPMENT BOARD & ORS.

RESPONDENT(S)

O R D E R

1. Leave granted.
2. The instant proceedings arise out of a notification dated 16.12.2006 issued under Section 28(1) of the Karnataka Industrial Area Development Act, 1966 ("KIADA"), proposing the acquisition of the subject land. However, the acquisition proceedings were not concluded within a reasonable period, as the final declaration was not issued in due time. Aggrieved by the prolonged delay, the appellant filed a writ petition in 2019 seeking quashing of the acquisition proceedings. The learned Single Judge allowed the writ petition and held that the acquisition notification had lapsed on account of the passage of time and inordinate delay in concluding the proceedings. Aggrieved thereby, Respondent Nos.1 and 2, namely Karnataka Industrial Area Development Board (KIADB) and the Special Land Acquisition Officer, preferred an intra-court appeal, which came to be allowed vide the impugned judgment dated 30.05.2022, giving rise to the instant appeal. It may be noted that, during the pendency of the intra-court appeal, a final notification acquiring the subject land came to be issued on 04.11.2021.

3. We have heard learned senior counsel for the parties at considerable length. In deference to our previous order, the KIADB has placed on record an affidavit stating that the entire extent of the land involved in question is lying vacant and that no orphanage exists on the subject land, as claimed by the appellant. The affidavit further states that the land has already been vested in the State Government free from all encumbrances. Be that as it may, KIADB has agreed to treat the final notification dated 04.11.2021 as the relevant date for determination of compensation payable to the appellant.

4. The appellant, however, has reiterated the contention that an orphanage exists on the subject land. We are afraid that such disputed questions of fact cannot be determined in the instant proceedings. In any case, with a view to ensure that the appellant is adequately compensated, we consider it appropriate that the compensation be determined in accordance with the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 ("2013 Act").

5. On our specific query, learned senior counsel for the respondent State has stated that the compensation payable to the appellant shall be determined by treating 04.11.2021 as the relevant cut-off date and that such determination shall be made strictly in accordance with the provisions of the 2013 Act. She further stated that the award shall be passed within a period of two months from the date of this order.

6. In view of the aforesaid stand taken on behalf of the KIADB, we see no ground to interfere with the impugned order. The appeal

is, accordingly, dismissed. It is, however, directed that the respondents shall remain bound by the above-mentioned statement.

.....CJI.  
(SURYA KANT)

.....J.  
(JOYMALYA BAGCHI)

.....J.  
(V. MOHANA)

NEW DELHI;  
JULY 23, 2026.

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). 20347/2022

[Arising out of impugned judgment and order dated 30-05-2022 in WA No. 604/2020 (LA-KIADB) in W.P. No.34032/2019 (LA-KIADB) passed by the High Court of Karnataka at Bengaluru]

FRANCISCAN SERVICE SOCIETY OF BANGALORE

Petitioner(s)

VERSUS

KARNATAKA INDUSTRIAL AREA DEVELOPMENT BOARD & ORS. Respondent(s)

[ FOR ORDERS ]

(IA No. 154851/2022 - APPLICATION FOR TAKING ON RECORD, IA No. 146527/2022 - EXEMPTION FROM FILING O.T., IA No. 146526/2022 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES and IA No. 173884/2024 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 23-07-2026 This matter was called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE JOYMALYA BAGCHI  
HON'BLE MRS. JUSTICE V. MOHANA

For Petitioner(s) :Mr. Shailesh Madiyal, Sr. Adv.  
Mr. Mahesh Thakur, AOR  
Mr. Anchit Singla, Adv.  
Mr. Narveer Yadav, Adv.  
Mr. Siddhartha Sati, Adv.  
Ms. Ruchi Kumari, Adv.  
Dr. Anthony Raju, Adv.

For Respondent(s) :Ms. Kiran Suri, Sr. Adv.  
Mr. S.J. Amith, Adv.  
Ms. Aishwarya Kumar, Adv.  
Mr. Vishwanath Gururaj Joshi, Adv.  
Dr. Mrs. Vipin Gupta, AOR  
Mr. Krishna Kumar, Adv.  
Ms. Nandani Gupta, Adv.

Mr. Aman Panwar, A.A.G.  
Mr. Sanchit Garga, AOR  
Mr. Kunal Rana, Adv.  
Mr. Shashwat Jaiswal, Adv.  
Mr. Abhinav Kumar, Adv.  
Mr. Manav Kaushik, Adv.

UPON hearing the counsel the Court made the following

O R D E R

Leave granted.

The appeal is dismissed in terms of the signed order.

Pending application(s), if any, shall stand closed.

(NITIN TALREJA)  
ASTT. REGISTRAR-cum-PS

(PREETHI DILEEP KUMAR)  
DY. REGISTRAR

(Signed order is placed on the file)