

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

(1) Civil Revision No.6818 of 2014(O&M)

HSIIDCPetitioner
Versus

Kela Devi and othersRespondents

AND

(2) Civil Revision No.6819 of 2014(O&M)

HSIIDCPetitioner

Versus

Santra Devi and othersRespondents

(3) Civil Revision No.6832 of 2014(O&M)

HSIIDCPetitioner

Versus

Ram Chander and othersRespondents

(4) Civil Revision No.6836 of 2014(O&M)

HSIIDCPetitioner

Versus

Satbir and othersRespondents

Date of Decision: 30.11.2015

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Kamal Sehgar, Advocate for the petitioner(s).
in CR Nos.-6818, 6819, 6832 and 6836 of 2014.

Mr. Aditya Jain, Advocate for respondent No.1
in CR No. 6818 of 2014 & for respondents No. 1 to 6 in
CR No.6832 of 2014 & for respondents No. 1 and 2 in
CR No. 6836 of 2014.

Mr. J.K. Verma, Advocate for respondents No. 1 and 3 to 15.
In CR No.6819 of 2014.

RITU BAHRI, J. (ORAL)

This order shall dispose of CR No. 6818 of 2014, titled as 'HSI IDC VS. Kela Devi and others, CR No. 6819 of 2014 titled as 'HSI IDC VS. Santra Devi and others and CR No. 6832 of 2014 titled as 'HSI IDC VS. Ram Chander and others, and CR No. 6836 of 2014 titled as 'HSI IDC VS. Satbir and others.

Learned counsel for the parties have agreed that in RFA No.2373 of 2010 was decided on 06.10.2015 in the case of Madan Lal Vs. State of Haryana and another, the matter has been remitted back to the learned Reference Court/Executing Court to assess the fair market value of the acquired land of the villages in accordance with law.

The relevant part of the order dated 06.10.2015 of RFA No.2373 of 2010 reads as under:-

XXX	XXXX	XXX	XXX	XXXX
XXX	XXXX	XXX	XXX	XXXX
XXX	XXXX	XXX	XXX	XXXX

“(iii) Vide notification dated 7.3.2002, issued under Section 4 of the Act, State of Haryana sought to acquire 598 acres, 5 kanals and 12 marlas of land, situated within the revenue estate of village Kasan, Bas Kusla, Bas Haria and Dhana for setting up of IMT, Phase III, Tehsil and District Gurgaon. The same was followed by notification dated 25.11.2002, issued under Section 6 of the Act. The Collector, vide award dated 24.12.2003, assessed the market value of the acquired land as under:

Dissatisfied with the award of the Collector, the land owners filed objections. On reference under Section 18 of the Act, the learned court below assessed the market value of the acquired land of all the villages @ ₹ 28,15,849/- per acre.

Name of the Village	Chahi per acre in ₹	Gair Mumkin per acre in ₹
.....		
Kasan	5,25,000/-	7,50,000/-
Bas Kusla	2,25,000/-	3,60,000/-
Bas Haria	2,25,000/-	3,60,000/-
Dhana	2,25,000/-	3,60,000/-

(iv) Vide notification dated 28.6.2004, issued under Section 4 of the Act, State of Haryana sought to acquire the land in villages Bas Kusla, Kasan, Khoh and Manesar, Tehsil and District Gurgaon for integration and completing infrastructural facilities and other public utilities such as roads, water supply, sewerage, electrification and drainage etc. The same was followed by notification dated 24.6.2005, issued under Section 6 of the Act. The Collector, vide award dated 27.7.2006, assessed the market value of the acquired land of all the villages @ ₹12,50,000/- per acre.

Dissatisfied with the award of the Collector, the land owners filed objections. On reference under Section 18 of the Act, the learned court below assessed the market value of the acquired land of all the villages @ ₹48,83,403/- per acre.”

XXX XXXX XXX XXX XXXX
XXX XXXX XXX XXX XXX

Challenge in the present revision petitions was to the order dated 16.04.2014 (In CR Nos.6818 & 6836 of 2014), order dated 12.05.2014 (In CR No.6819 of 2014), as well as the order dated 02.05.2014 (in CR No. 6832 of 2014) passed by Addl. District Judge, Gurgaon and the same orders are the subject matter of filing the above said revision petitions and, therefore, in terms of the order dated 06.10.2015 passed by this Court, the matter is remitted back to the learned Executing Court to decide the cases afresh in accordance

**Civil Revision No.6818 of 2014(O&M) &
other connected cases**

-4-

with law.

Disposed of.

**(RITU BAHRI)
JUDGE**

November 30, 2015
Anjal