

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

VARINDER SINGH
2015.08.13 10:20
Attest to the accuracy and integrity
of this document
Punjab & Haryana High Court at
Chandigarh

RFA No. 3904 of 1992 (O&M)

Date of decision : 11.8.2015

The State of Punjab

.. Appellant

versus

Babu Khan and another

.. Respondents

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. Nilesh Bhardwaj, Deputy Advocate General, Punjab.

Rajesh Bindal, J.

The State is in appeal seeking reduction of compensation awarded to the landowners for the acquired land.

Briefly the facts are that vide notification dated 20.8.1982 issued under Section 4 of the Land Acquisition Act, 1894 (for short, 'the Act') the State of Punjab sought to acquire land situated within the revenue estate of village Khizarpur, Hadbast No. 130, Tehsil Nabha, District Patiala, for construction of Sirhind Choe from RD 419130 to RD 518952. Notification under Section 6 of the Act was issued on 26.9.1984. The Land Acquisition Collector (for short, 'the Collector') vide award dated 22.9.1986 assessed the compensation for the acquired land @ ₹ 20,000/- per acre for chahi, ₹ 9,000/- per acre for banjar kadim and ₹ 5,000/- per acre for gair mumkin kinds of land. Dissatisfied with the award of the Collector, the landowners filed objections. On reference under Section 18 of the Act, the learned court below determined the market value of the acquired land @ ₹ 32,000/- per acre for chahi kind of land. Aggrieved against the award of learned Court below, the State is before this Court.

A perusal of the paper-book shows that the amount involved in the appeal is merely ₹ 14991/-. There are two claimants and the acquisition having taken place more than 33 years back, I do not find any reason to interfere with the impugned award at this stage.

Accordingly, the present appeal is dismissed.

11.8.2015

vs

(Rajesh Bindal)
Judge