

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

VARINDER SINGH
2015.08.20 16:24
I attest to the accuracy and integrity
of this document
Punjab & Haryana High Court at
Chandigarh

RFA No. 486 of 1994 (O&M)

Punjab State and another

.. Appellants.

versus

Hardev Singh and others

.. Respondents

Coram: Hon'ble Mr. Justice Rajesh Bindal

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

Rajesh Bindal, J.

The State is in appeal impugning the award of the learned court below whereby for the land acquired vide notification issued under Section 4 of the Land Acquisition Act 1894 (for short, 'the Act') dated 24.3.1988 pertaining to village Thana Gobindgarh, Hadbast No. 142, Tehsil Kharar, District Ropar, for construction of high level distributory, the assessment of compensation @ ₹ 80,000/- per acre has been made. Notification under Section 6 of the Act was issued on 22.4.1988. The Land Acquisition Collector vide its award dated 30.3.1989 assessed the value of the land @ ₹ 55,000/- per acre for chahi and ₹ 52,000/- per acre for the barani kind 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 vide award dated 11.10.1993 assessed the market value of the acquired land @ ₹ 80,000/- per acre. It is this award, which has been impugned by the State in the present appeal.

Considering the fact that the land which was acquired for the purpose of construction of SYL Canal, the then Chief Minister settled with the Action Committee of the landowners for payment of ₹ 1,00,000/- per acre as compensation at the flat rate, whereas in the present case, the learned court below has awarded ₹ 80,000/- per acre as compensation, I do not find any reason to interfere with the impugned award in the appeal filed by the State.

Accordingly, the appeal is dismissed.

13.8.2015
vs

(Rajesh Bindal)
Judge