

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

VARINDER SINGH
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Punjab & Haryana High Court at
Chandigarh

RFA No. 595 of 1996 (O&M)

Date of decision : 1.9.2015

Punjab State and others

.. Appellants

versus

Smt. Ram Piari

.. Respondent

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 landowner for the fruit bearing trees standing on the acquired land.

Briefly the facts are that vide notification dated 12.3.1992 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 Phangota Tika Kattal and Phangota Khas, Hadbast No. 403, Tehsil Pathankot, District Gurdaspur, for construction of Ranjit Sagar Dam. It was published in the Government Gazette on 13.3.1992. Notification under Section 6 of the Act was issued on 27.7.1992. The Land Acquisition Collector (for short, 'the Collector') vide award dated 20.4.1994 assessed the compensation for the fruit bearing trees at ₹ 42,346/-. Dissatisfied with the award of the Collector, the landowner filed objections. On reference under Section 18 of the Act, the learned court below enhanced the compensation by 50% over the market price of the fruit bearing trees. 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 ₹ 13,748.70. Considering the fact that the amount involved in the present appeal is meager and the acquisition having taken place more than 23 years back, I do not find any reason to interfere with the impugned award at this stage.

Accordingly, the present appeal is dismissed.

1.9.2015

vs

(Rajesh Bindal)
Judge