

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

RFA No. 4286 of 1998 (O&M)

Date of decision : 20.11.2015

Prithi Singh

..... Appellant

VS

Haryana State and others

... Respondents

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. Abhimanyu Antil, Advocate for
Mr. Sudhir Mittal, Advocate, for the appellant.

Mr. Arun Beniwal, Deputy Advocate General, Haryana.

Rajesh Bindal J.

The land owner has filed the present appeal seeking enhancement of compensation for the acquired land.

Briefly, the facts are that vide notification dated 13.12.1977, issued under Section 4 of the Land Acquisition Act, 1894 (for short, 'the Act'), the State of Haryana sought to acquire land situated in Hadbast No. 146, in the area of Tehsil and District Hisar, for construction of Water-works in the Urban Estate of Hisar. The same was followed by notification dated 22.7.1980 issued under Section 6 of the Act. The Land Acquisition Collector (for short, 'the Collector') vide award no.1 dated 4.5.1982 assessed the market value of the acquired land @ ₹ 6/- per square yard for block-A and ₹ 4/- for the block -B. Dissatisfied with the award of the Collector, the landowner filed objections. On reference, the learned court below vide award dated 15.5.1997, determined the market value of the entire acquired land @ ₹ 6/- per square yard. This award has been impugned in the present appeal by the landowner.

Learned counsel for the appellant very fairly submitted that the issue raised in the present appeal is squarely covered by judgment of this court in RFA No. 1853 of 1985 Partap Singh and others vs State of

Haryana and others, decided on 20.8.2004, whereby the award of the learned court below was upheld.

Learned counsel for the State did not dispute the aforesaid factual position.

Since this Court had upheld the award of the learned court below, no case for enhancement of compensation is made out. Accordingly, for the reasons recorded in Partap Singh' case (supra), the present appeal is dismissed.

20.11.2015
vs.

(Rajesh Bindal)
Judge