

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

VARINDER SINGH
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Punjab & Haryana High Court at
Chandigarh

RFA No. 4829 of 1998 (O&M)

Date of decision : 1.9.2015

State of Punjab

.. Appellant

versus

Maru @ Maha Singh (deceased) through LR's 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 seeking reduction of compensation awarded to the landowners for the acquired land.

Briefly the facts are that vide notification dated 22.3.1988 issued under Section 4 of the Land Acquisition Act, 1894 (for short, 'the Act') the State of Punjab sought to acquire land situated within revenue estate of village Nalas Khurd, Hadbast No. 10, Tehsil Rajpura, District Patiala, for construction of Nadian Distributory. Notification under Section 6 of the Act was issued on 15.4.1988. The Land Acquisition Collector (for short, 'the Collector') vide award dated 2.3.1989 assessed the compensation for the acquired land @ ₹ 60,000/- per acre. Dissatisfied with the award of the Collector, the landowner filed objections. On reference under Section 18 of the Act, the learned court below determined the market price value of the acquired land @ ₹ 1,00,000/- per acre. Aggrieved against the award of learned Court below, the State is before this Court.

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, I do not find any reason to interfere with the impugned award in the appeal filed by the State.

Accordingly, the appeal is dismissed.

1.9.2015

vs

(Rajesh Bindal)
Judge