

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

R.F.A. No. 3928 of 2001 (O&M)

Date of decision : 1.9.2015

State of Haryana and another

.... Appellants

vs

Gulshan Kumar

.... Respondent

Coram : Hon'ble Mr. Justice Rajesh Bindal

Present:- Mr. Arun Beniwal, Deputy Advocate General, Haryana.

Rajesh Bindal, J.

This order will dispose of RFA Nos. 3928, 3929 of 2001, 2384 and 2485 of 2005, as the same arise out of common acquisition.

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

Briefly, the facts are that land situated in the revenue estates of villages Shahpur Hadbast No. 125, and Nanhera, Hadbast No. 104, Tehsil and District Ambala was sought to be acquired by the State of Haryana vide notification dated 8.2.1989 issued under Section 4 of the Land Acquisition Act, 1894 (for short, 'the Act') for development and utilization thereof as residential, commercial and industrial area for Sectors-10 and 11, Ambala Cantt. Notification under Section 6 of the Act was issued on 7.2.1990. The Land Acquisition Collector (for short, 'the Collector') vide award dated 23.1.1992 determined the market value of the acquired land @ ₹ 75,000/- per acre. Aggrieved against the award of the Collector, the land owners filed objections which were referred to the learned court below, who keeping in view the material placed on record by the parties, assessed the market value of the acquired land @ ₹ 2,50,000/- per acre. Aggrieved against the award of learned Court below, the State is before this Court.

Learned counsel for the State could not dispute the fact that the issue raised in the present set of appeals is squarely covered by judgment of this court in RFA No. 2060 of 1999- Sant Singh (deceased) through his LRs vs The State of Haryana decided on 18.9.2012, whereby the compensation

payable to the landowners for the land acquired vide same notification was further enhanced.

Since this Court had further enhanced the compensation for the acquired land in Sant Singh (deceased)'s case (supra), the case for reduction does not survive. Accordingly, for the reasons recorded in Sant Singh (deceased)'s case (supra), the present appeals are dismissed.

1.9.2015

vs.

(Rajesh Bindal)
Judge