

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

VARINDER SINGH
2015.04.29 14:23
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Punjab & Haryana High Court at
Chandigarh

**RFA No. 635 of 2004 and
Cross Objection No. 105/CI of 2004 (O&M)**

Date of Decision: 22.4.2015.

State of Haryana ... Appellant

versus

Neelam Aggarwal .. Respondent

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. Raj Kumar Makkad, Deputy Advocate General, Haryana.
Mr. Ashwani Talwar, Advocate, for the landowner (s).

Rajesh Bindal, J.

This order will dispose of RFA Nos. 635 and 636 of 2004 and Cross Objection Nos. 105/CI and 106/CI of 2004, as the same arise out of common acquisition.

State of Haryana has filed the appeals for reduction of compensation awarded to the landowners for the acquired land, whereas by filing cross-objections, the landowners are seeking enhancement thereof.

Briefly, the facts of the case are that vide notification dated 22.6.1982 issued under Section 4 of the Land Acquisition Act, 1894 (for short, the Act), the State of Haryana sought to acquire land situated within the revenue estate of village Kheri Nangal, Tehsil and District Panipat, for development and utilisation thereof as industrial, commercial and residential areas to be set up in Sector 29, Urban Estate, Panipat. Notification under Section 6 of the Act was issued on 13.4.1983. The Land Acquisition Collector (for short, the Collector) vide award dated 20.4.2000 assessed the compensation for the acquired land. Aggrieved against the award of the Collector, the landowners filed petitions under Section 28-A (3) of the Act for re-determination of the compensation. Vide award dated 20.11.2003, the learned Court below assessed the compensation for the acquired land @ ₹ 80/- per square yard relying upon the judgment of this Court in LPA No. 647 of 1996 Om Parkash and others vs State of Haryana and another, decided on 3.1.1997. It is against the award of learned court below that both the parties are before this Court.

It is not in dispute that compensation has been determined while relying upon judgment of this Court in Om Parkash's case (supra), which attained finality. Accordingly, the present appeals filed by the State as well as the cross-objections filed by the land owners are dismissed.

22.4.2015

vs

(Rajesh Bindal)
Judge