

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 11072 of 2012 (O&M)

Date of Decision: 17.3.2015

Ranjit Singh and another

....Petitioners.

Versus

State of Punjab and others

...Respondents.

**CORAM:- HON'BLE MR. JUSTICE AJAY KUMAR MITTAL.
HON'BLE MRS. JUSTICE REKHA MITTAL.**

PRESENT: None for the petitioners.

Mr. Rajesh Bhardwaj, Additional Advocate General, Punjab.

Mr. J.S. Toor, Advocate for respondent No.3.

AJAY KUMAR MITTAL, J.

1. Copies of order dated 23.7.2014 passed in CWP No. 18456 of 2013 filed along with the applications as Annexure A-1 in all the writ petitions are taken on record subject to all just exceptions. CMs stand disposed of accordingly.

2. This order shall dispose of a bunch of four petitions bearing CWP Nos. 10894, 10897, 11072 and 11084 of 2012 as all the writ petitions have arisen out of the award dated 5.8.2011 (Annexure P-1) passed by the Land Acquisition Tribunal, Amritsar Improvement Trust, Amritsar (hereinafter referred to as "the Tribunal"), whereby the reference under Section 18 of the Land Acquisition Act, 1894 (in short "the Act") filed by the petitioners for enhancement of compensation for

the acquired land, has been dismissed and the compensation amount, as assessed by the Land Acquisition Collector/ Improvement Trust, Amritsar, has been upheld. For brevity, the facts are being extracted from CWP No. 11072 of 2012.

3. CWP No. 11072 of 2012 has been filed by the petitioners under Articles 226/227 of Constitution of India for issuance of a writ of certiorari for quashing the order dated 5.8.2011 (Annexure P-1) passed by the Tribunal whereby the references filed by them under Section 18 of the Act, was dismissed.

4. The petitioners were owner of the land measuring 3 kanal 9 marlas situated in Sultanwind Sub Urban Estate, Tehsil and District Amritsar. Amritsar Improvement Trust, Amritsar vide notification dated 17.1.1996 issued under Section 41 of the Punjab Improvement Act, 1922 sanctioned Development Scheme 340 Acres, situated on Amritsar Jalandhar G.T. Road within the limits of Municipal Corporation, Amritsar. The land of the petitioners was acquired by respondent No.2, after publication of notifications, notices under Section 9 (1) and (3) of the Act were issued to the petitioners and other landowners. After considering the objections of the claimants, the Land Acquisition Collector vide award dated 16.1.1998 bifurcated the acquired land in three parts and granted compensation at the rate of ₹ 15 lacs per acre for the land of village Sultanwind abutting GT Road upto approximately one acre, ₹ 13 lacs per acre for the land situated beyond one acre from GT Road and for the land of village Vallah, the compensation was granted at the rate of ₹ 10,50,000/- per acre. Feeling dissatisfied with the award, the petitioners approached the Tribunal by filing references under Section 18 of the Act for enhancement of the compensation. The Tribunal vide

award dated 5.8.2011 (Annexure P-1) dismissed the references and upheld the compensation assessed by the Land Acquisition Collector. Hence, the present writ petitions.

5. It was not disputed that this Court in **CWP No. 18456 of 2013 (Harnam Dass and another v. Amritsar Improvement Trust, Amritsar and others)** decided on 23.7.2014 and other connected matters had allowed the writ petitions in part and set aside the award dated 5.8.2011 and remitted the cases to the Tribunal for re-determination of the fair and just market value of the acquired land as on the relevant date and keeping in view the observations made therein.

6. In view of the above, the present writ petitions are allowed in part and the impugned order dated 5.8.2011 (Annexure P-1) is set aside. The matter is remitted to the Tribunal for re-determination of the fair and just market value of the acquired land as on the relevant date in terms of **CWP No. 18456 of 2013 (Harnam Dass and another v. Amritsar Improvement Trust, Amritsar and others)**.

(AJAY KUMAR MITTAL)
JUDGE

March 17, 2015
gbs

(REKHA MITTAL)
JUDGE

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 10897 of 2012 (O&M)

Date of Decision: 17.3.2015

Gurdit Singh

....Petitioner.

Versus

State of Punjab and others

...Respondents.

**CORAM:- HON'BLE MR. JUSTICE AJAY KUMAR MITTAL.
HON'BLE MRS. JUSTICE REKHA MITTAL.**

PRESENT: None for the petitioner.

Mr. Rajesh Bhardwaj, Additional Advocate General, Punjab.

Mr. J.S. Toor, Advocate for respondent No.3.

AJAY KUMAR MITTAL, J.

For orders, see **CWP No. 11072 of 2012 (Ranjit Singh and
another v. State of Punjab and others).**

**(AJAY KUMAR MITTAL)
JUDGE**

March 17, 2015
gbs

**(REKHA MITTAL)
JUDGE**

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 11084 of 2012 (O&M)

Date of Decision: 17.3.2015

Rajbir Kaur and others

...Petitioners.

Versus

State of Punjab and others

...Respondents.

**CORAM:- HON'BLE MR. JUSTICE AJAY KUMAR MITTAL.
HON'BLE MRS. JUSTICE REKHA MITTAL.**

PRESENT: None for the petitioners.

Mr. Rajesh Bhardwaj, Additional Advocate General, Punjab.

Mr. J.S. Toor, Advocate for respondent No.3.

AJAY KUMAR MITTAL, J.

For orders, see **CWP No. 11072 of 2012 (Ranjit Singh and
another v. State of Punjab and others).**

**(AJAY KUMAR MITTAL)
JUDGE**

March 17, 2015
gbs

**(REKHA MITTAL)
JUDGE**

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 10894 of 2012 (O&M)

Date of Decision: 17.3.2015

Harjeet Singh and others

....Petitioners.

Versus

State of Punjab and others

...Respondents.

**CORAM:- HON'BLE MR. JUSTICE AJAY KUMAR MITTAL.
HON'BLE MRS. JUSTICE REKHA MITTAL.**

PRESENT: None for the petitioners.

Mr. Rajesh Bhardwaj, Additional Advocate General, Punjab.

Mr. J.S. Toor, Advocate for respondent No.3.

AJAY KUMAR MITTAL, J.

For orders, see **CWP No. 11072 of 2012 (Ranjit Singh and
another v. State of Punjab and others).**

**(AJAY KUMAR MITTAL)
JUDGE**

March 17, 2015
gbs

**(REKHA MITTAL)
JUDGE**