

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

RFA No. 550 of 2005 (O&M)

Date of decision : 17.11.2015

Attar Singh and others

.. Appellants

vs

State of Haryana and others

.. Respondents

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. Raghav Goel, Advocate for
Mr. Harkesh Manuja, Advocate, for the landowners
in RFA Nos. 551 and 555 of 2005.

Mr. Arun Beniwal, Deputy Advocate General, Haryana.

Rajesh Bindal, J.

This order will dispose of RFA Nos. 550, 551, 555 and 3046 of 2005, as the same arise out of common acquisition.

The landowners are in appeal seeking enhancement of compensation for the acquired land.

Briefly, the facts of the case are that the State of Haryana vide notification dated 12.5.1995 issued under Section 4 of the Land Acquisition Act, 1894 (for short, "the Act"), sought to acquire the land situated within the revenue estate of Bahadurgarh, Hadbast No. 38, Tehsil Bahadurgarh, District Jhajjar, for development and utilisation thereof as residential and commercial area in Sector-9 and 9-A, Bahadurgarh. Notification under Section 6 of the Act was issued on 10.5.1996. The Land Acquisition Collector (for short, 'the Collector') vide award no.1 dated 24.4.1998 assessed the market value of the acquired land @ ₹ 6 lacs per acre for the land situated on Bahadurgarh- Delhi road upto the depth of 3 acres, ₹ 4 lacs per acre for the land situated on Bahadurgarh-Najafgarh road upto the depth of 3 acres, ₹ 2.50 lacs per acre for nehri and chahi and ₹ 2 lacs per acre for barani and other kinds of land. The landowners/claimants feeling

dissatisfied with the amount of compensation awarded by the Collector, filed objections. On reference under Section 18 of the Act, the learned court below determined the market value of the acquired land by granting ₹ 50,000/- per acre increase for each category. This award has been impugned in the present set of appeals.

Learned counsel for the landowners submitted that the issue raised in the present set of appeals is squarely covered by judgment of this Court in RFA No. 8 of 2005 Devinder Singh and others vs State of Haryana and others decided on 31.8.2015, whereby the compensation for the land acquired vide same notification was further enhanced.

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

Accordingly for the reasons recorded in Devinder Singh's case (supra), the appeals are allowed in the same terms.

17.11.2015
vs

(Rajesh Bindal)
Judge