

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

RFA No. 684 of 2007 (O&M)

Date of decision : 19.10.2015

Rakesh Kumar Seth

..... Appellant

VS

State of Haryana and others

..... Respondents

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: None for the appellant.

Mr. Arun Beniwal, Deputy Advocate General, Haryana.

Rajesh Bindal J.

The landowner is in appeal before this court against the order of the learned court below seeking enhancement of compensation for the acquired land.

Briefly, the facts are that vide notification dated 9.8.2002, 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 Patti Kaisth Seth, Tehsil and District Kaithal, for commercial, residential and institutional Sector-21, Kaithal. Notification under Section 6 of the Act was issued on 8.8.2003. The Land Acquisition Collector (for short, the Collector) vide award dated 5.8.2005 assessed the market value of the acquired land @ ₹ 5,00,000/- per acre. Dissatisfied with the award of the Collector, the landowner filed objections. On reference, the learned court below vide award dated 30.11.2006 determined the market value of the acquired land @ ₹ 350/- per square yard. It is this award which is impugned in the present appeal by the landowner.

Learned counsel for the State submitted that the issue raised in the present appeal is squarely covered by judgment of this court in R.F.A. No. 254 of 2008 – Parveen Kumari vs State of Haryana and others, decided on 4.4.2011, whereby the amount of compensation for the land acquired vide same notification was determined @ ₹ 280/- per square yard.

Since this court had determined the compensation for the land acquired vide same notification @ ₹ 280/- per square yard, the claim made in the present appeal for further enhancement does not survive. The same is dismissed.

19.10.2015
vs.

(Rajesh Bindal)
Judge