

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

RFA No. 2087 of 2008 (O&M)

Date of decision : 26.5.2015

Dev Raj and another

.. Appellants

versus

State of Haryana

.. Respondent

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: None for the appellants.

Mr. Saurabh Girdhar, Assistant Advocate General, Haryana.

Rajesh Bindal, J.

The landowners are in appeal before this court against the award of the learned court below passed under Section 18 of the Land Acquisition Act, 1894 (for short, 'the Act') seeking enhancement of compensation for the acquired land.

Briefly, the facts of the case are that vide notification dated 27.2.2003, issued under Section 4 of the Act, State of Haryana sought to acquire land, situated in the revenue estate of village Barona Khurd, Hadbast No. 7, Sub Tehsil Raipurani, District Panchkula for construction of New Grain and Vegetable Market. The same was followed by notification dated 18.12.2003, issued under Section 6 of the Act. The Land Acquisition Collector (for short, 'the Collector'), vide award dated 19.11.2004, assessed the market value of the acquired land @ ₹ 2,20,000/- per acre for chahi land; ₹ 1,80,000/- per acre for barani land and ₹ 70,000/- per acre for gair mumkin kind of land. Dissatisfied with the award of the Collector, the land owners filed objections. On reference, the learned court below assessed the market value of the acquired land @ ₹ 5,75,000/- per acre.

Learned counsel for the State submitted that the claim made in the present appeal is squarely covered by judgment of this court in RFA No. 151 of 2007 Jaspal Singh and others vs State of Haryana and another, decided on 15.2.2012, whereby the award of the learned Reference Court was upheld.

Since the award of the learned Reference Court was upheld by this Court in Jaspal Singh's case (supra), no case for further enhancement is made out. Accordingly, the present appeal is dismissed.

26.5.2015
vs

(Rajesh Bindal)
Judge