

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

-.-

Civil Writ Petition No. 4825 of 2015

Date of decision: 23.03.2015

Ram Krishan

..... *Petitioner*

Versus

State of Punjab and others

.....*Respondents*

**Coram: Hon'ble Mr. Justice Ajay Kumar Mittal
Hon'ble Mrs. Justice Rekha Mittal**

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Present: Mr. Hardip Singh, Advocate
for the petitioner

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1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether the judgment should be reported in the Digest?

Rekha Mittal, J.

The present petition under Articles 226/227 of the Constitution of India has been preferred for issuance of a writ in the nature of certiorari and mandamus for modifying the impugned Award dated 31.03.2014 (Annexure P1) by enhancement of compensation of land, kothi, underground pipes for irrigation, bio-gas plant, tubewells pertaining to land reference No. 4 dated 14.06.2003 under Sections 18 and 30 of the Land Acquisition Act, 1894 (for brevity, 'the Act').

The State of Punjab acquired 42 acres of land situated in the revenue estate of village Ablowal, Tehsil and District Patiala for development of residential colony vide Notification dated 12.12.1998, issued under Section 36 of the Punjab Town Improvement Act, 1922. The Land Acquisition Collector vide Award dated 29.01.2001 awarded compensation for the acquired land @ Rs.214/- per square yard while

separate compensation was assessed for the structures, tubewells, underground pipes for irrigation, bio-gas plant etc.

The land owners, being not satisfied with the compensation awarded, initiated proceedings under Section 18 of the Act, which were referred to the Tribunal. The learned Tribunal allowed enhancement of compensation for land @ Rs.840/- per square yard and compensation for kothi, underground pipes, bio-gas plant and tubewells was also enhanced.

It is not disputed by learned counsel for the petitioner that other land owners of acquired land, filed writ petitions. Civil Writ Petition No. 1322 of 2013 titled '*Sunil Khosla v. State of Punjab and others*' along with connected matters was decided by this Court on 30.09.2013 whereby compensation in regard to price of the land awarded by the Land Acquisition Collector @ Rs.214/- per square yard was enhanced to Rs.840/- per square yard. The matter with regard to enhancement of compensation qua acquired land to the extent of land of the petitioner is squarely covered by the ratio of judgment in *Sunil Khosla's* case (supra).

No other point has been raised.

In view of what has been discussed here-in-above, we do not find any error much less illegality in the impugned award as would justify intervention.

As a result, the petition is dismissed.

(Ajay Kumar Mittal)
Judge

(Rekha Mittal)
Judge

23.03.2015
Mohan Bimbra