

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

RFA No. 1665 of 2011 (O&M)

LAC No. (RBT) 205 of 1999

Date of decision : 22.9.2015

Darshan Kumar and others

.. Appellants

versus

Union of India

.. Respondent

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. Arvind Kashyap and Mr. B. R. Gupta, Advocates,
for the landowners.

Mr. Vishal Sodhi, Advocate, for the respondent.

Rajesh Bindal, J.

This order will dispose of RFA Nos. 1665 of 2011, 6804 and 6805 of 2013, as the same arise out of common acquisition.

By filing appeal, the landowners are seeking enhancement of compensation for the acquired land.

Briefly, the facts are that vide notification dated 12.9.1991, issued under Section 4 of the Land Acquisition Act, 1894 (for short, 'the Act'), the Chandigarh Administration sought to acquire 12.56 acres of land situated in village Mouli Jagran, Union Territory, Chandigarh, for resettlement colony. Notification under Section 6 of the Act was issued on 24.1.1992. The Land Acquisition Collector (for short, 'the Collector') vide award dated 17.2.1992 assessed the market value of the acquired land @ ₹ 2,00,000/- per acre. Dissatisfied with the award of the Collector, the landowners filed objections. On reference, the learned court below determined the market value of the acquired land @ ₹ 192/- per square yard. This award has been impugned in the present set of appeals.

For the purpose of assessment of compensation in the present case, the learned Court below had placed reliance upon award, Ex. PW3/1 dated 18.10.1989, pertaining to acquisition of land in village Mani Majra, U. T. Chandigarh, and determined the market value of the acquired land in

the present case @ ₹ 192/- per square yard. There is no evidence produced on record by the landowners. There is no appeal filed by Union Territory, Chandigarh. Apparently, the award on which reliance has been placed upon by the learned Court below for the purpose of assessment of compensation may not be comparable with the acquired land, however, still as there is no other evidence available on record and no appeal has been filed by the Union Territory, Chandigarh, impugning the award of the learned Court below, I do not find that any case is made out for interference with the impugned award.

Accordingly, the appeals are dismissed.

22.9.2015

vs

(Rajesh Bindal)
Judge