

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

RFA No. 2084 of 2014 (O&M)

Date of decision : 15.5.2015

Haryana State Industrial Development
Corporation Limited

.. Appellant

versus

Ajit Singh and others

.. Respondents

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. Aman Chaudhary, Advocate, for the appellant.

Mr. Manjinder Singh, Advocate for

Mr. Pankaj Jain, Advocate, for the landowners.

Rajesh Bindal, J.

This order will dispose of RFA Nos. 2084, 2106 and 2107 of 2014, as the same arise out of common acquisition.

By filing appeals, Haryana State Industrial Development Corporation (for short, 'the Corporation') is seeking reduction of compensation awarded to the landowners for the acquired land.

Briefly, the facts of the case are that State of Haryana vide notification dated 29.1.2003, issued under Section 4 of the Land Acquisition Act, 1894 (for short, 'the Act') sought to acquire land situated in villages Narsingpur and Harsaru, Tehsil and District Gurgaon for setting up of Industrial Complex to be planned and developed as Special Economic Zone ('SEZ') Phase-I. The same was followed by notification dated 28.1.2004, issued under Section 6 of the Act. The Land Acquisition Collector (for short, 'the Collector'), vide award dated 27.1.2006, assessed the market value of the acquired land @ ₹ 15,00,000/- per acre for the land pertaining to revenue estate of village Narsingpur and @ ₹ 12,50,000/- per acre for the land pertaining to revenue estate of village Harsaru. Aggrieved against the awards of the Collector, the land owners filed objections which were referred to the learned court below, who keeping in view the material placed

on record by the parties, assessed the market value of the acquired land @ ₹ 40,95,000/- per acre for the land pertaining to revenue estate of village Narsingpur. Vide another award, the learned Reference Court assessed the market value of the acquired land @ ₹ 31,50,000/- per acre for the land pertaining to revenue estate of village Harsaru. The aforesaid awards have been impugned by the Corporation in the present set of appeals.

Learned counsel for the parties submitted that the claim made in the present set of appeals is squarely covered by judgment of this Court in RFA No. 2174 of 2012 - Smt. Savitri Devi vs The Land Acquisition Collector, Gurgaon and others, decided on 23.9.2014, whereby the compensation for the land acquired vide same notification was further enhanced.

Since this Court has further enhanced the compensation for the land acquired vide same notification, the claim of the Corporation for reduction does not survive. Accordingly, for the reasons recorded in Smt. Savitri Devi's case (supra), the appeals are dismissed. Consequently, the accompanying applications are also dismissed.

15.5.2015
vs

(Rajesh Bindal)
Judge