

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

RFA No. 3425 of 2015 (O&M)

LAC No. RBT-256-LA of 2008

Date of decision : 7.9.2015

Smt. Chhoti Devi

..... Appellant

VS

State of Haryana and others

.... Respondents

Present: Mr. Jatinder Singh, Advocate, for the landowners.

Mr. Arun Beniwal, Deputy Advocate General, Haryana.

Rajesh Bindal J.

This order will dispose of RFA Nos. 3425 to 3429 of 2015, as the same arise out of common acquisition.

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 are that vide Notification dated 4.7.2006, issued under Section 4 of the Act, the land situated in the area of Villages Fatehabad, Basti Bhiwan and Matana, Tehsil and District Fatehabad, was sought to be acquired by the State of Haryana for development and utilisation thereof as residential and commercial Sectors 9 to 11, 11-A at Fatehabad. Notification under Section 6 of the Act was issued on 3.7.2007. The Land Acquisition Collector (for short, 'the Collector'), vide his award dated 31.3.2008, assessed the market value of the acquired land @ ₹ 12,00,000/- per acre for nehri/chahi/gair mumkin land for village Fatehabad; ₹ 12,00,000/- per acre for nehri/chahi/Tibba/tal land and ₹ 24,00,000/- per acre for gair mumkin land for village Basti Bhiwan and ₹ 9,00,000/- per acre for all kinds of land of village Matana. Dissatisfied with the award of the Collector, the landowners filed objections. On reference under Section 18 of the Act, the learned court below vide order dated 24.12.2013, determined the market value of the acquired land @ ₹ 965/- per square yard for all kinds of land for all the villages. It is this award which has been impugned in the present set of appeals.

Learned counsel for the landowners submitted that the claim made in the present set of appeals is squarely covered by judgment of this court in RFA No. 5585 of 2014 -Haryana Urban Development Authority and another v. Prem Chand Gupta and others, decided on 22.7.2015, whereby compensation for the land acquired vide same notification has been enhanced to ₹ 1,485/- per square yard.

Learned counsel for the State did not dispute the aforesaid factual position.

Accordingly, for the reasons recorded in Prem Chand Gupta's case (supra), the appeals are disposed of in the same terms.

7.9.2015

vs.

(Rajesh Bindal)
Judge