

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

RFA No. 3579 of 2015 (O&M)
LAC No. 51 of 19.5.2012

Date of decision : 20.11.2015

Desh Raj (deceased) through LRs

..... Appellant

VS

State of Haryana

..... Respondent

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. J. S. Khattar, Advocate for
Mr. Deepak Sharma, Advocate, for the appellant.
Mr. Arun Beniwal, Deputy Advocate General, Haryana.

Rajesh Bindal J.

The landowner has filed the present appeal seeking enhancement of compensation for the acquired land.

Briefly, the facts are that vide notification dated 20.7.2006, issued under Section 4 of the Land Acquisition Act, 1894 (for short, "the Act"), State of Haryana sought to acquire land in village Kanwla, HB No. 110, village Kanwali, HB No. 111, village Jandli, HB No. 113 and village Sarai Mehdood, HB No. 112 Tehsil and District Ambala for development and utilisation thereof as Sector 22, HUDA, Ambala City. The same was followed by notification dated 19.7.2007, issued under Section 6 of the Act. The Land Acquisition Collector (for short, 'the Collector'), vide award No. 3 dated 17.7.2009, assessed the market value of the acquired land @ ₹ 8,00,000/- per acre for the land pertaining to villages Kanwla, Kanwli and Sarai Mehdood and @ ₹ 10,00,000/- per acre for the land pertaining to village Jandli. Dissatisfied with the award of the Collector, the land owner filed objections. On reference under Section 18 of the Act, the learned court below vide award dated 14.8.2013, assessed the market value of the

acquired land @ ₹ 499/- per square yard. This award has been impugned in the present appeal by the landowner.

Learned counsel for the appellant submitted that the claim made in the present appeal is squarely covered by the judgment of this Court in RFA No. 3120 of 2011 Harinder Kumar and another vs State of Haryana, decided on 15.10.2015, whereby the cases were remitted back for fresh consideration.

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

Accordingly, for the detailed reasons recorded in Harinder Kumar's case (supra), the present appeal stands disposed of in the same terms. Parties through their counsels are directed to appear before learned District Judge, Ambala on 15.2.2016.

20.11.2015
vs

(Rajesh Bindal)
Judge