

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

RFA No. 5416 of 2015 (O&M)

LAC No. 482 of 2011

Date of decision: 9.10.2015

Mahant Sisram Nath Chela
Mahant Mamchand Nath

..... Appellant

VS

State of Haryana and others

..... Respondents

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. Sandeep Parkash Chahar, Advocate, for the appellants.

Rajesh Bindal J.

The present appeal has been filed against the award dated 26.8.2014, whereby the learned court below dismissed the objections filed by the landowner on account of delay.

Briefly, the facts are that land situated in revenue estate of village Garhi Bohar, Tehsil and District Rohtak, was sought to be acquired by the State of Haryana for setting up of the Industrial Model Township, vide notification dated 13.2.2008, issued under Section 4 of the Land Acquisition Act, 1894 (for short, 'the Act'). Notification under Section 6 of the Act was also issued on the same day. The Land Acquisition Collector (for short, 'the Collector') vide award dated 17.8.2009 assessed the market value of the acquired land. Aggrieved against the award of the Collector, the land owners filed objections on 10.8.2011, which were referred to the learned Additional District Judge, who keeping in view the material placed on record by the parties, dismissed as time barred vide award dated 26.8.2014. It is this award which is impugned in the present appeal.

Learned counsel for the appellant very fairly submitted that the issue raised in the present appeal is squarely covered by judgment of this Court in RFA No. 3728 of 2015 Ramesh vs State of Haryana and others

decided on 4.9.2015, whereby the appeals filed by the landowners against the same award of the Reference Court were dismissed.

Admittedly, the objections were filed by the landowner before the Collector on 10.8.2011, and the award was passed by the Collector on 17.8.2009, which were beyond the period of limitation. Accordingly, for the reasons mentioned in Ramesh's case (supra), the present appeal is dismissed. Consequently, the accompanying applications are also dismissed.

9.10.2015
VS

(Rajesh Bindal)
Judge