IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

208 **CM-10920-21-CI-2016**
in/and
RFA-2781-1999
Date of Decision:24.10.2016

Gurmail Singh and others ....appellants

Versus

State of Punjab and others .....respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.R.S.Athwal, Advocate
for the applicants-appellants

Mr.K.K.Gupta, Addl.AG Punjab

Mr.Tarun Vir Singh Lehal, Advocate
for respondent No.3

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ARUN PALLI, J. (ORAL):

CM No.10921-CI of 2016

For the reasons set out in the application, that is duly supported by an affidavit, same is allowed, subject to all just exceptions. Consequently, legal representatives of deceased Gurmail Singh-appellant No.1, who is stated to have died on 16.12.2008, as depicted in para No.2 of the application, are brought on record for the purpose of pursuing the appeal only.

CM stands disposed of.

CM No.10920-CI of 2016 and RFA No.2781 of 1999

Learned counsel for the parties are ad idem that the matter in issue is squarely covered by the order and judgement dated 05.04.2007 rendered by this Court in RFA No.2731 of 1994 titled "Land Acquisition Collector, Industries Department, Punjab, Chandigarh and another versus

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Parkash Kaur", vide which, in the appeals arising out of the same acquisition, this Court had enhanced the compensation awarded to the land owners to ₹ 2000/- per marla. And, the judgment dated 05.04.2007, has since attained finality, for, appeal preferred against the said judgement i.e.Civil Appeal No.1410 of 2011, titled "Punjab Small Industries & Export Corporation versus S.K.Nayyar and others" and other connected appeals have since been dismissed by the Hon'ble Supreme Court, vide order and judgment dated 17.12.2014.

That being so, this appeal too is disposed of in terms of the decision in the case of Parkash Kaur (supra).

24.10.2016 **(ARUN PALLI)**
neenu **JUDGE**

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