

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of Decision : 10.08.2016.
RFA No.1735 of 2001

State of Haryana

.....Appellant

Versus

Sanjay Kumar

..... Respondent

2nd

RFA No.2338 of 2001

Sanjay Kumar

.....Appellant

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Ms. Safia Gupta, AAG, Haryana for the appellant
(in RFA No.1735 of 2001 and for the respondent in
RFA No.2338 of 2001)
Mr. R.A. Yadav, Advocate for the appellant
(in RFA No.2338 of 2001 and for the respondent in
RFA-1735-2001)

ARUN PALLI, J. (Oral)

This order shall dispose of RFA Nos. 1735 and 2338 of 2001.

Vide award being assailed in these appeals, reference Court had assessed the market value of the acquired at ₹360/- per square yard, in the wake of it's earlier award dated 15.12.1997, arising out of the same acquisition.

Learned State counsel points out that in the Regular First Appeal No.2342 of 1999, preferred against the award dated 15.12.1997, learned Single Judge of this Court had reduced the compensation to ₹281.76 per square yard. Resultantly, landowners as also the State had preferred Letters Patent Appeals and, vide order and judgment dated 10.08.2005, rendered by the L.P.A. Bench, in L.P.A. No.1367 of 2001, the appeals preferred by the State of Haryana were partly allowed and the compensation was reduced to ₹250/- per square yard. And, even the special leave petition, preferred by the State, against the order and judgment dated 10.08.2005, was dismissed by the Hon'ble Supreme Court on 26.03.2014. Therefore, she submits that these appeals shall also have to be disposed of in terms of the judgment dated 10.08.2005, rendered in L.P.A. No.1367 of 2001 titled as Suresh Chand Garg Vs. State of Haryana and others.

In conspectus of the position as sketched out above, both the appeals are disposed of in terms of the judgment dated 10.08.2005, rendered in L.P.A. No.1367 of 2001.

10.08.2016

*Manoj Bhutani***(ARUN PALLI)**
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No