

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of Decision : 23.08.2016.

RFA No.1302 of 2015

Jasdev Singh and othersAppellants
Versus
Land Acquisition Collector, Directorate of Urban Estates, Haryana,
..... Respondent

2. RFA No.318 of 2015

Jarnail Singh and othersAppellants
Versus
State of Haryana Respondent

3. RFA No.1060 of 2015

Devi Lal @ Randhir Singh and othersAppellants
Versus
State of Haryana Respondent

4. RFA No.1062 of 2015

Jagir Singh AdvocateAppellant
Versus
State of Haryana Respondent

5. RFA No.1061 of 2015

Jagir Singh Advocate and anotherAppellants
Versus
State of Haryana Respondent

6. RFA No.1063 of 2015

Randhir Singh AdvocateAppellant
Versus
State of Haryana and another Respondents

7. RFA No.2232 of 2015

Hari KumarAppellant
Versus
State of Haryana Respondent

8. RFA No.2248 of 2015

Sarwan Singh (since deceased) through LRs and othersAppellants
Versus
State of Haryana Respondent

9.

RFA No.2359 of 2015

Baldev Singh

.....Appellant

Versus

State of Haryana and another

..... Respondents

10.

RFA No.2360 of 2015

Kaptan Singh and others

.....Appellants

Versus

The Land Acquisition Collector, Directorate of Urban Estates, Haryana

..... Respondent

11.

RFA No.2361 of 2015

Nand Kishore (since deceased) through LRs and others

.....Appellants

Versus

The Land Acquisition Collector, Directorate of Urban Estates, Haryana

..... Respondent

12.

RFA No.2362 of 2015

Hardev Singh (now deceased) through LRs and others

.....Appellants

Versus

The Land Acquisition Collector, Directorate of Urban Estates, Haryana

..... Respondent

13.

RFA No.2363 of 2015

Amar Singh (now deceased) through LRs and others

.....Appellants

Versus

The Land Acquisition Collector, Directorate of Urban Estates, Haryana

..... Respondent

14.

RFA No.2364 of 2015

Sant Singh and others

.....Appellants

Versus

The Land Acquisition Collector, Directorate of Urban Estates, Haryana

..... Respondent

15.

RFA No.2365 of 2015

Jasbir Singh and others

.....Appellants

Versus

The Land Acquisition Collector, Directorate of Urban Estates, Haryana

..... Respondent

16.

RFA No.2366 of 2015

Sarabjit Singh and others

.....Appellants

Versus

The Land Acquisition Collector, Directorate of Urban Estates, Haryana

..... Respondent

17.

RFA No.2367 of 2015

Jai Singh and others

.....Appellants

Versus

The Land Acquisition Collector, Directorate of Urban Estates, Haryana

..... Respondent

18.

RFA No.2885 of 2015

Roor Singh and others

.....Appellants

Versus

Land Acquisition Collector, Directorate of Urban Estates, Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Mr. Deepak Sharma, Advocate for the appellant
(in RFA No.1302 of 2015).
Mr. Bhag Singh, Advocate for the appellant
(in RFA No.318 of 2015).
Mr. J.S.Cooner, Advocate for the appellant(s)
(in RFA Nos. 1060 to 1063, 2232 and 2248 of 2015)
Mr. Himanshu Sharma, Advocate for the appellant(s)
(in RFA Nos.2359 to 2367 of 2015)
Mr. Jasmer Chand, Advocate for the appellant
(in RFA No.2885 of 2015)
Mr. Abhinash Jain, AAG, Haryana.

ARUN PALLI, J. (Oral)

Vide this order, I shall decide these, eighteen appeals, for the facts involved in each of these appeals are similar and the question that arise for consideration is common.

Vide, award dated 31.10.2014, that has been assailed in these appeal, the reference Court has solely relied upon its earlier award dated 24.04.2012 (Ex.P5), to assess the market value of the acquired land at ₹ 499/- per square yard.

Learned counsel for the parties are *ad idem* that the award, dated 24.04.2012, was questioned by the State as also the landowners by filing the separate appeals before this Court. And, vide judgment dated 15.10.2015, rendered by this Court in RFA No.3120 of 2011 (Harinder Kumar and another Vs. State of Haryana), the award dated 24.04.2012 (Ex.P5), was set aside by this Court, and the matters were remitted for re-decision, in terms of the observations recorded in the said judgment. Further, liberty was also granted to the parties to lead any further evidence in support of their respective claims.

That being so, and once the very basis of the award in question, is extinct, the matter, necessarily, shall have to be remitted for re-decision to the reference Court.

Ordered accordingly.

Further, for the matter is now to be re-decided by the reference Court, each of the parties shall be afforded, if prayed for, two effective opportunities to lead any further evidence in the matter.

The appeals are accordingly, disposed of in the manner indicated above. The parties through their counsel shall appear before the learned District & Sessions Judge, Ambala on 15.09.2016, who shall be free to either keep the references with him or assign the same to any of the Addl. District Judge.

23.08.2016

Manoj Bhutani

(ARUN PALLI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No