

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

**CWP No.12205 of 2000 (O&M)
Date of Decision : 31.01.2017**

Barkat Ram

...Petitioner

versus

The State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BINDAL

HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present : Mr. Sanjeev Roy, Advocate for
Mr. I. P. S. Doabia, Advocate,
for the petitioner.

Mr. Piyush Bansal, DAG, Punjab.

RAJESH BINDAL, J.

The petitioner has filed the present petition impugning the award dated 16.12.1999 passed by the Land Acquisition Tribunal, Gurdaspur (for short "the Tribunal") determining the compensation for the acquired land.

Notification under Section 36 of the Punjab Town Improvement Act, 1922 (for short "the Act") was issued on 31.10.1986, which was followed by notification under Section 42 of the Act on 29.10.1987. The Land Acquisition Collector of the Improvement Trust (for short "the Collector"), vide award dated 25.10.1989, granted compensation @ ₹470/- per marla along with other statutory benefits.

Dis-satisfied with the award of Collector, the land owners sought reference to the Tribunal. The Tribunal enhanced the amount and assessed the same @ ₹500/- per marla in stead of ₹470/- per marla.

The writ petition was admitted and ordered to be heard along with CWP No. 4148 of 2000 titled as, "Smt. Kiran Bajwa and others vs. The President Gurdaspur Improvement Trust, Gurdaspur and others", wherein the same award of Tribunal was under challenge. The aforesaid writ petition has been disposed of vide judgment dated 24.12.2008, further enhancing the compensation for the land acquired vide same notification.

As the issue regarding determination of compensation payable for acquisition of the land vide same notification, has already been gone into by this court, present petition is disposed of in terms of the detailed judgment passed in ***Smt. Kiran Bajwa and others' case (supra)***

(RAJESH BINDAL)
JUDGE

(HARINDER SINGH SIDHU)
JUDGE

JANUARY 31, 2017
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Whether speaking/reasoned YES/NO

Whether reportable YES/NO