

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

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**CM No.4954-CI of 2017
in/and
RFA No.7222 of 2012
Date of Decision:12.05.2017**

Smt.Om Pati and others

....appellants

Versus

Gram Panchayat, Village Bal Jattan & Ors.

.....respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.Deepak Saini, Advocate
for the appellants

Mr.Parveen Sharma, Advocate,
for respondent No.1-Gram Panchayat

Ms.Safia Gupta, AAG Haryana,
for respondents No.2 and 3

Mr.Vaibhav Sahni, Advocate,
for respondent No.4-Indian Oil Corporation

ARUN PALLI, J. (ORAL):

This is an application praying for disposal of the appeal, for, the matter in issue is squarely covered by the order and judgment dated 07.02.2017, rendered by this Court in RFA No.3711 of 2007, titled “Baljit and others versus State of Haryana and others”.

Learned counsel for the applicant submits that vide impugned award, as regards the dispute under Section 30 of the Land Acquisition Act, 1894 (for short, 'the Act'), the reference Court had found the applicants entitled to receive 75% of the compensation. Whereas, Gram Panchayat village Bal Jattan-respondent No.1, was held entitled to the balance 25% of the compensation. He submits that as the claim of the applicants, under Section 18 of the Act, is squarely covered by the decision of this Court in the case of Baljit Singh(supra), let the appeal be disposed of in terms of the

said decision, for, the applicants do not wish to assail the findings recorded by the reference Court as regards apportionment of compensation and give up their claim qua 25% of the compensation awarded to respondent No.1-Gram Panchayat.

Notice.

Mr.Parveen Sharma, Advocate, present in the Court, accepts notice on behalf of respondent No.1-Gram Panchayat, Ms.Safia Gupta, AAG Haryana, accepts notice on behalf of respondents No.2 and 3 and Mr.Vaibhav Sahni, Advocate, present in the Court, accepts notice on behalf of respondent No.4-Indian Oil Corporation.

I have heard learned counsel for the parties and perused the records.

For, the matter is concededly covered by the decision rendered by this Court in the case of Baljit Singh(supra), as regards the claim under Section 18 of the Act, the appeal is disposed of in terms of the said decision. And, for, the issue as regards apportionment or awarding 25% of the compensation to respondent No.1 does not survive the same is not required to be gone into.

Needless to assert that this order shall have no bearing upon the claim and interest of respondent No.1 in the independent appeal, preferred by the Gram Panchayat.

The appeal is disposed of accordingly.

May 12, 2017

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(ARUN PALLI)
JUDGE

Whether speaking/reasoned
Whether reportable-

Yes/No.
Yes/No