

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

**RA-RF-310-CI-2016 in
RFA-3644-1998 and connected matters
Date of decision:3.8.2017**

M/s Bharat Chemical House, Kapurthala

...Applicant-appellant

Versus

Union of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr.Sunil Chadha, Advocate with
Mr.M.S.Atwal, Advocate for the applicant-appellant.
Mr.V.K.Kaushal, Advocate for UOI.
Mrs.Anju Sharma Kaushik, DAG, Punjab.

RAMESHWAR SINGH MALIK, J. (Oral)

This order shall dispose of six review applications bearing RA-RF-310-CI to 315-CI-2016 in RFA Nos.3644 to 3646 of 1998 and RFA Nos.560 to 562 of 1999, respectively, as all these review applications arise out of the same acquisition and raise identical question of law and facts.

The only issue involved in these review applications is that the applicants-land owners are claiming parity with other similarly situated land owners, who were granted enhanced amount of compensation for their eucalyptus trees, standing on the land at the time of its acquisition.

Notices of these applications were issued.

Learned counsel for the State submits that reply was filed.

Although there is no such reply available on the record of these cases but even if the reply is admitted to have been filed, no possible objection can be raised on behalf of the State so far as the genuine prayer made by the review applicants, for bringing them at par with the other similarly situated land owners, granting them same amount of compensation for their eucalyptus trees whose number is not in dispute.

After hearing learned counsel for the parties, this Court is of the considered opinion that review applications of the land owners deserve to be allowed to this limited extent that they are entitled to claim parity with similarly situated land owners who have been granted enhanced amount of compensation for their eucalyptus trees standing on their respective land at the time of its acquisition.

In view of the above-said undisputed fact situation obtaining on record, all these review applications are allowed to the limited extent as indicated above and the review applicants-land owners shall also be entitled for the same amount of compensation for their eucalyptus trees standing on their respective land at the time of its acquisition, as granted to the similarly situated land owners, i.e. at the rate of Rs.1,000/- per eucalyptus tree.

With the above-said observations made, all these review applications stand allowed, as indicated above.

**3.8.2017
mks**

**(RAMESHWAR SINGH MALIK)
JUDGE**

Whether Speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No