

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CWP-23832-2015

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Date of Decision: 19.04.2018

BAHADURGARH FOOTWEAR PARK ASSOCIATION

....Petitioner(s).

Versus

**HARYANA STATE INDUSTRIAL & INFRASTRUCTURE
DEVELOPMENT CORPORATION LTD. AND ANR.**

...Respondents.

**CORAM:- HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present: Mr. Manoj Chouhan, Advocate
for the petitioner.

Mr. Satish Goyal, Advocate for
Mr. Vishal Garg, Advocate for
respondents-HSIIDC.

ANUPINDER SINGH GREWAL, J.

The petitioner-Association is seeking quashing of letter dated 11.01.2013 (Annexure P-2), demand notice dated 28.07.2015 and revised demand notice dated 01.05.2015 (Annexure P-5), whereby it has been asked to pay the additional amount in lieu of enhancement in compensation for the acquired land.

2. The petitioner-Association is stated to be allottees of industrial plots in Sector 16 and 17 Industrial Estate, Bahadurgarh, District Jhajjar. The respondents are seeking additional price/enhanced cost including interest on account of the enhancement and compensation for the acquisition of the land
wherfrom plots were carved out.

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3. Learned counsel for the petitioner-Association contended that a Single Bench of this Court in the case bearing **RFA No.3787 of 2009** titled as **Gaje Singh and others Versus State of Haryana and another**, decided on 06.11.2015 has, in fact, reduced the amount of compensation which had earlier been enhanced by the reference Court. This Court by the order dated 02.11.2017, had directed the respondents to re-compute the amount payable towards the enhancement of compensation in accordance with the judgment in the case of **Gaje Singh and others Versus State of Haryana and another (supra)**.

4. Learned counsel for the respondents has contended that the amount has not yet been recomputed in consonance with the judgment in **Gaje Singh and others Versus State of Haryana and another (supra)**.

5. The notices, which the petitioner has impugned in this petition, are based on calculation of the amount on the basis of the enhancement by the reference court. The enhancement is stated to have been reduced by this Court and the respondents have not yet recalculated the amount, which would be payable by the petitioner.

6. We deem it appropriate to dispose of this petition with a direction to the respondents to recalculate the amount in terms of the judgment in the case of **Gaje Singh and others Versus State of Haryana and another (supra)** within a period of two months from the date of receipt of certified copy of this order. In

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case, this amount is disputed by the petitioner, it shall be at liberty to file objections thereto within a period of one month from the date of receipt of fresh calculation. The respondents would thereafter, decide the objections within a period of three months from the date of receipt of objections.

7. The petition stands disposed of accordingly.

(AJAY KUMAR MITTAL)
JUDGE

(ANUPINDER SINGH GREWAL)
JUDGE

19.04.2018

SwarnjitS

Whether speaking/reasoned :	YES/NO
Whether reportable :	YES/NO