

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

-:-

C.M No. 8928-29-CWP of 2018 in/and
R.F.A No. 325 of 2017 (O&M)

Date of decision: 25.10.2018

Anjana Devi

... Petitioner

Vs.

Land Acquisition Collector & Ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr. Rakesh Kumar Sharma, Advocate,
for the applicant/appellant.

Mr. Shivendra Swaroop, AAG, Haryana.

G.S.SANDHAWALIA, J. (Oral)

C.M No. 8928-CI of 2018

Application for placing on record copy of Annexures A-1 & A-2 is allowed subject to all just exceptions and the same are taken on record. Office to tag the same at appropriate place.

C.M stands disposed of.

C.M No. 8929-CI of 2018 in/and RFA No. 325 of 2017

Application has been filed for disposing of the case in view of the judgment in RFA No. 4475 of 2012 **Ram Chander and Anr. Vs. State of Haryana & Ors.,** decided on 20.05.2016 (Annexure A-1) and the modification made by the Apex Court in Civil Appeal Nos. 11814-11864 of 2017 **State of Haryana & Ors. Vs. Ram Chander and Anr.,** decided on 15.09.2017 (Annexure A-2). The only objection as such raised by the State was that date of notification under Section 4 of the Land Acquisition Act, 1894 was mentioned as 18.03.2008.

Counsel has clarified the the Land Acquisition Collector vide award No. 56 dated 20.11.2009 had passed the award for the notification dated 25.01.2008 and there was a clerical error as such in the order of the

Reference Court.

The State could not dispute the fact that this Court had for the land falling in Gurgaon, which was acquired for public purpose, for the development and utilization of land for 150 meter wide periphery Road for linking Dawarka Township Delhi from Gurgaon till National Highway No.8 near Village Kherki Majra enhanced compensation to Rs.03,05,01,680/- per acre from Rs.01,64,75,000/- per acre awarded by the Reference Court. The amount has been reduced by 15% by the Apex Court in appeal in the above said case. Thus, deduction would come to Rs.45,75,252/- and the market value would come to Rs.2,59,26,428/- per acre along with statutory benefits.

Resultantly, the present appeal is also disposed of being covered and in the same terms.

October 25, 2018
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(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable: Yes/No