

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

223

**RFA No.2236 of 2019 (O&M)
Decided on : 25.09.2019**

Vikram Singh

... Appellant

Versus

State of Haryana through the Land Acquisition Collector-cum-District
Revenue Officer, Ambala.

... Respondent

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

Present: Mr. J.S. Khattar, Advocate for
Mr. Deepak Sharma, Advocate for the appellant.

G.S. Sandhawalia, J. (Oral)

CM-5577-CI-2019

Application for condoning the delay of 91 days in filing the
appeal has been filed.

Notice in the application.

Ms. Vibha Tewari, AAG, Haryana accepts notice on behalf of
the respondent-State. Copy has been supplied to her.

Accordingly, in view of the averments made in the application
duly supported by affidavit, the same is allowed. The delay of 91 days in
filing the appeal is condoned.

Main appeal

The present appeal filed under Section 54 of the Land
Acquisition Act, 1894 (for short 'the Act') is directed against the Award
dated 12.11.2018 passed by Reference Court, Ambala, whereby ₹198/- per
square yard has been granted for the land falling in village Janetpur.
Reliance had been placed upon the earlier award passed in **LA Case No.230**

RFA No.2236 of 2019 (O&M)

of 10.02.2016 'Gurnam Kaur etc. Vs. State of Haryana' decided on 30.09.2010 (Ex.P2) to fix the market value for the notification dated 03.02.2000.

It is pointed out the said award was subject matter of consideration in RFA No.1590 of 2011 'Roshan Lal and another Vs. State of Haryana and another', whereby the market value for the said village was upheld, whereas for the corresponding village Tundli the amount had been enhanced, vide order dated 08.07.2015. The relevant portion of the said order reads as under:-

“Accordingly, the appeals filed by the land owners of village Janetpur and Tundla are dismissed, whereas the appeals filed by the land owners of village Tundli are allowed. The land owners of village Tundli are also entitled to receive compensation by treating the market value of all kinds of land as ₹198/- per square yard. The said land owners would also be entitled to receive statutory benefits as admissible under Section 23(1-A), 23(2) and 28 of the Act.”

It is further pointed out that SLP Nos.21890-21903 of 2015 'Roshan Lal and another Vs. State of Haryana and others' filed by the landowners were dismissed on 04.03.2016.

Keeping in view the above, there is no merit in the present appeal and the same is dismissed.

SEPTEMBER 25, 2019

Naveen

Whether speaking/reasoned:

Whether Reportable:

(G.S. SANDHAWALIA)
JUDGE

Yes/No

Yes/No