

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

**RFA No.716 of 2020 (O&M)
Decided on : 17.03.2020**

Dhani Ram ... Appellant
Versus
State of Haryana & another ... Respondents

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

Present: Mr.S.K.Sharma, Advocate, for the appellant.

G.S. Sandhawalia, J. (Oral) :-

CM-1912-CI-2020

Application for condonation of delay of 680 days in refiling the appeal is allowed, in view of the averments made in the application, duly supported by affidavit and the fact that the appeal was filed on 14.02.2018 against the award dated 13.11.2017 of the Reference Court, Panchkula. Delay of 680 days in refiling the appeal is hereby condoned.

CM stands disposed of.

CM-1911-CI-2020

Application has been filed for treating the appeal on urgent basis being covered by the decision dated 10.01.2020, rendered in RFA-1235-2018 titled *Smt. Ram Kaur Vs. State of Haryana & another*.

Notice in the application.

Ms.Vibha Tewari, AAG, Haryana accepts notice on behalf of the State.

The present appeal filed under Section 54 of the Land Acquisition Act, 1894 (for short the 'Act'), is directed against the award dated 13.11.2017, whereby land was acquired of various villages, in and

around Pinjore, by notification dated 30.11.2006. This Court in Smt.Ram Kaur (supra), fixed the market value as under:

“71. Relief:-

(i) Accordingly, for the notification dated 30.11.2006, market value is fixed @ Rs.1873/- per sq.yard (Rs.90,65,320/- per acre), for the land falling within 2 acres (440 feet) from the National Highway No.21-A and within the Municipal limits of Pinjore, at the time of Section 4 notification. For the land beyond the said distance or outside the Municipal limits, the market value would be @ Rs.1500/- per sq.yard (Rs.72,60,000/- per acre), along with all statutory benefits.

(ii)

(iii)

(iv) The State shall also comply with the directions laid down by the Apex Court in **Haryana State Industrial Development Corporation Vs. Pran Sukh & others 2010 (11) SCC 175**, to ensure that the landowners are not fleeced by the middleman, which read as under:

(a) The Land Acquisition Collector shall depute officers subordinate to him not below the rank of Naib Tahsildar, who shall get in touch with all the land owners and/or their legal representatives and inform them about their entitlement and right to receive enhanced compensation.

(b) The concerned officers shall also instruct the land owners and/or their legal representatives to open savings bank account in case they already do not have such account.

(c) The bank account numbers of the land owners should be given to the Land Acquisition Collector within three months.

(d) The Land Acquisition Collector shall deposit the cheques of compensation in the bank accounts of the

land owners.

(v) The entitlement of the landowners would be to the amounts awarded above along with statutory benefits. The State would also be entitled to make adjustment of the amounts which have already been paid during the litigation.”

Accordingly, the present appeal is also disposed of in the above-said terms.

March 17th, 2020
sailesh

(G.S. SANDHAWALIA)
JUDGE

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