

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

368

**RFA No. 2534 of 2021 (O & M) and
other connected matters
Date of decision : 9.8.2022**

The State of Haryana and another

.....Petitioners

Vs.

Sahab Singh and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Shivinder Swaroop, AAG, Haryana, for the appellants

Mr. Sanjiv Ghai, Advocate,
Mr. Saurabh Garg, Advocate,
Mr. Parminder Singh, Advocate, for the landowners

ANIL KSHETARPAL, J. (Oral)

This order shall dispose of a batch of 100 appeals (details whereof are at the foot of the judgment) filed to challenge the correctness of a common award passed by the Reference Court on 21.12.2019, while deciding as many as, 52 applications, filed under Section 64 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (in Short Act of 2013). These cases pertain to the transitional period between the Land Acquisition Act, 1894 and Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013. The market value of the acquired land as per the facts of this case is required to be determined as per the provisions of Section 24 (1)(a) of 2013 Act. In '**State of Haryana and another v. Rajbir and another**' bearing **RFA No. 309 of 2021 and other connected cases**, decided on 19.4.2022, this Court while examining the provisions of Section 24 (1)(a) of 2013 Act has held that the

Reference Court has decided the cases without advertng to the requirements of 2013 Act. Certain other issues have also been decided.

The landowners as well as the State of Haryana have filed applications for permission to lead additional evidence. It has also been noticed that the Reference Court has failed to analyze Section 26 of the 2013 Act in proper perspective.

Keeping in view the aforesaid facts, the judgment passed by the Reference Court dated 21.12.2019 is set aside, while requesting the Reference Court to decide the matter afresh after granting opportunity to both the parties to lead further evidence, if any prayed for.

Disposed of.

It is hoped that the Reference Court will decide the cases within a period of 6 months from 25.8.2022. The parties through their counsel are directed to appear before the Reference Court on 5.9.2022.

Needless to observe that all the issues are kept open for adjudication.

(ANIL KSHETARPAL)
JUDGE

9.8.2022
Ashwani

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No

Sr. No.	Case No.	Party name
1.	RFA-2556-2021	State of Haryana and anr. vs. Balvinder Singh and anr.
2.	RFA-2557-2021	State of Haryana and anr. vs. Beena Singla

3.	RFA-2558-2021	State of Haryana and anr. vs. Maya Ram
4.	RFA-2559-2021	State of Haryana and anr. vs. Amit Kumar (minor) thr. his father
5.	RFA-2585-2021	State of Haryana and anr. vs. Vidya Devi
6.	RFA-2586-2021	State of Haryana and anr. vs. Sudha Rani
7.	RFA-2587-2021	State of Haryana and anr. vs. Naresh Pal
8.	RFA-2588-2021	State of Haryana and anr. vs. Gaurav Singla
9.	RFA-2589-2021	State of Haryana and anr. vs. Salinder Kumar and anr.
10.	RFA-2590-2021	State of Haryana and anr. vs. Neeraj Kumar
11.	RFA-2591-2021	State of Haryana and anr. vs. Naresh Pal and ors.
12.	RFA-2592-2021	State of Haryana and anr. vs. Phoola Rani
13.	RFA-2553-2021	State of Haryana and anr. vs. Surjeet Kaur
14.	RFA-2554-2021	State of Haryana and anr. vs. Kamlesh
15.	RFA-2555-2021	State of Haryana and anr. vs. Rachna Rani
16.	RFA-2551-2021	State of Haryana and anr. vs. Nisha Devi
17.	RFA-2552-2021	State of Haryana and anr. vs. Balvinder Kaur
18.	RFA-2577-2021	State of Haryana and anr. vs. Parbodh Bala
19.	RFA-2578-2021	State of Haryana and anr. vs. Rakesh Gupta
20.	RFA-2572-2021	State of Haryana and anr. vs. Rajinder Singh
21.	RFA-2573-2021	State of Haryana and anr. vs. Gulab Singh and ors.
22.	RFA-2574-2021	State of Haryana and anr. vs. Baljinder Singh
23.	RFA-2575-2021	State of Haryana and anr. vs. Kehar Singh
24.	RFA-2576-2021	State of Haryana and anr. vs. Man Singh
25.	RFA-2535-2021	State of Haryana and anr. vs. Smt. Santosh Rani
26.	RFA-2579-2021	State of Haryana and anr. vs. Jogindro Devi
27.	RFA-2580-2021	State of Haryana and anr. vs. Parvinder Kaur
28.	RFA-2581-2021	State of Haryana and anr. vs. Harpreet Kaur
29.	RFA-2582-2021	State of Haryana and anr. vs. Ajmer Singh
30.	RFA-2583-2021	State of Haryana and anr. vs. Sudesh
31.	RFA-2584-2021	State of Haryana and anr. vs. Suman Lata
32.	RFA-2540-2021	State of Haryana and anr. vs. Ashok Kumar
33.	RFA-2541-2021	State of Haryana and anr. vs. Vikram Singh and anr.
34.	RFA-2542-2021	State of Haryana and anr. vs. Gurbaksh Kaur

35.	RFA-2543-2021	State of Haryana and anr. vs. Barkha Ram
36.	RFA-2544-2021	State of Haryana and anr. vs. Suraj Bhan and ors.
37.	RFA-2546-2021	State of Haryana and anr. vs. Sumit Kumar
38.	RFA-2547-2021	State of Haryana and anr. vs. Sudha Rani
39.	RFA-2548-2021	State of Haryana and anr. vs. Sankit Kumar (minor) thr. his father
40.	RFA-2549-2021	State of Haryana and anr. vs. Suresh Pal and ors.
41.	RFA-2550-2021	State of Haryana and anr. vs. Smt. Maina Wati
42.	RFA-2560-2021	State of Haryana and anr. vs. Baljeet Kaur
43.	RFA-2561-2021	State of Haryana and anr. vs. Hardeep Kaur
44.	RFA-2563-2021	State of Haryana and anr. vs. Saravjeet Kaur
45.	RFA-2564-2021	State of Haryana and anr. vs. Subham
46.	RFA-2565-2021	State of Haryana and anr. vs. Gurdeep Singh
47.	RFA-2566-2021	State of Haryana and anr. vs. Shalini
48.	RFA-2567-2021	State of Haryana and anr. vs. Naib Singh
49.	RFA-2568-2021	State of Haryana and anr. vs. Smt. Mam Kaur
50.	RFA-2569-2021	State of Haryana and anr. vs. Surinder Pal Kaur
51.	RFA-2571-2021	State of Haryana and anr. vs. Rajiv Kumar
52.	RFA-1091-2021	Maya Ram vs. State of Haryana and anr.
53.	RFA-1092-2021	Sumit Kumar vs. State of Haryana and anr.
54.	RFA-1093-2021	Raksha Gupta vs. State of Haryana and anr.
55.	RFA-1094-2021	Gurdeep Singh vs. State of Haryana and anr.
56.	RFA-1095-2021	Hardeep Kaur vs. State of Haryana and anr.
57.	RFA-1096-2021	Gulab Singh and ors. vs. State of Haryana and anr.
58.	RFA-1097-2021	Gaurav Singla vs. State of Haryana and anr.
59.	RFA-1049-2021	Vikram Singh and anr. vs. State of Haryana and anr.
60.	RFA-1050-2021	Ashok Kumar vs. State of Haryana and anr.
61.	RFA-1051-2021	Smt. Santosh Rani vs. State of Haryana and anr.
62.	RFA-1052-2021	Suman Lata vs. State of Haryana and anr.
63.	RFA-1053-2021	Barkha Ram vs. State of Haryana and anr.
64.	RFA-1054-2021	Harpreet Kaur vs. State of Haryana and anr.
65.	RFA-1055-2021	Neeraj Kumar vs. State of Haryana and anr.

66.	RFA-1056-2021	Rajiv Kumar vs. State of Haryana and anr.
67.	RFA-1057-2021	Salinder Kumar and anr. vs. State of Haryana and anr.
68.	RFA-1058-2021	Suraj Bhan and ors. vs. State of Haryana and anr.
69.	RFA-1059-2021	Surjeet Kaur vs. State of Haryana and anr.
70.	RFA-1043-2021	Parvinder Kaur vs. State of Haryana and anr.
71.	RFA-1060-2021	Man Singh vs. State of Haryana and anr.
72.	RFA-1041-2021	Sudha Rani vs. State of Haryana and anr.
73.	RFA-1042-2021	Smt. Mam Kaur vs. State of Haryana and anr.
74.	RFA-1044-2021	Shalini vs. State of Haryana and anr.
75.	RFA-1045-2021	Nisha Devi vs. State of Haryana and anr.
76.	RFA-1046-2021	Smt. Maina Wati vs. State of Haryana and anr.
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79.	RFA-1065-2021	Rachna Rani vs. State of Haryana and anr.
80.	RFA-1066-2021	Rajinder Singh vs. State of Haryana and anr.
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82.	RFA-1068-2021	Naresh Pal and ors. vs. State of Haryana and anr.
83.	RFA-1083-2021	Naib Singh vs. State of Haryana and anr.
84.	RFA-1085-2021	Kamlesh vs. State of Haryana and anr.
85.	RFA-1086-2021	Ajmer Singh vs. State of Haryana and anr.
86.	RFA-1087-2021	Suresh Pal and ors. vs. State of Haryana and anr.
87.	RFA-1088-2021	Amit Kumar vs. State of Haryana and anr.
88.	RFA-1089-2021	Naresh Pal vs. State of Haryana and anr.
89.	RFA-1090-2021	Gurbaksh Kaur vs. State of Haryana and anr.
90.	RFA-1040-2021	Kehar Singh (deceased) thr Lrs. vs. State of Haryana and anr.
91.	RFA-1039-2021	Parbodh Bala vs. State of Haryana and anr.
92.	RFA-1038-2021	Sankit Kumar vs. State of Haryana and anr.
93.	RFA-1037-2021	Sahab Singh and ors. vs. State of Haryana and anr.
94.	RFA-1034-2021	Subham vs. State of Haryana and anr.
95.	RFA-1061-2021	Balvinder Singh and anr. vs. State of Haryana and anr.
96.	RFA-1062-2021	Sudha Rani vs. State of Haryana and anr.

97.	RFA-1063-2021	Sudesh vs. State of Haryana and anr.
98.	RFA-1064-2021	Phoola Rani vs. State of Haryana and anr.
99.	RFA-1084-2021	Beena Singla @ Veena Singla vs. State of Haryana and anr.
100 .	RFA-2534-2021	State of Haryana and anr. vs. Sahab Singh and ors.

(ANIL KSHETARPAL)
JUDGE